



U. S. GOVERNMENT PRINTING OFFICE  
1914

NATIONAL ARCHIVES MICROFILM PUBLICATIONS

NATIONAL ARCHIVES MICROFILM PUBLICATIONS



NATIONAL ARCHIVES MICROFILM PUBLICATIONS

1. The first of these is the "National Archives and Records Administration" (NARA) which is the main body responsible for the collection, organization, and maintenance of the nation's historical records. It is located in College Park, Maryland, and is the largest federal agency in the United States. NARA is responsible for the preservation of the nation's historical records, and it is the only federal agency that is authorized to receive and maintain records from other federal agencies. NARA is also responsible for the release of records to the public, and it is the only federal agency that is authorized to release records to the public. NARA is also responsible for the preservation of the nation's historical records, and it is the only federal agency that is authorized to receive and maintain records from other federal agencies. NARA is also responsible for the release of records to the public, and it is the only federal agency that is authorized to release records to the public.

NATIONAL ARCHIVES MICROFILM PUBLICATIONS

## NATIONAL ARCHIVES MICROFILM PUBLICATIONS

## NATIONAL ARCHIVES MICROFILM PUBLICATIONS

## NATIONAL ARCHIVES MICROFILM PUBLICATIONS

## NATIONAL ARCHIVES MICROFILM PUBLICATIONS

<u>Roll</u>	<u>Description</u>
18.....	Choctaw-Chickasaw Duplicates Spring, Sallie - Miscellaneous
19.....	Creek Applications 1 - 166
20.....	Creek Applications 167 - Miscellaneous
21.....	Cherokee Applications 1 - 114
22.....	Cherokee Applications 115 - 261
23.....	Cherokee Applications 262 - 423
24.....	Cherokee Applications 424 - 485
25.....	Cherokee Applications 486 - 681
26.....	Cherokee Applications 682 - 768
27.....	Cherokee Applications 769 - 902
28.....	Cherokee Applications 903 - 1005
29.....	Cherokee Applications 1006 - 1169
30.....	Cherokee Applications 1170 - 1461
31.....	Cherokee Applications 1462 - 1698
32.....	Cherokee Applications 1699 - 1919
33.....	Cherokee Applications 1920 - 2154
34.....	Cherokee Applications 2155 - 2384
35.....	Cherokee Applications 2385 - 2565
36.....	Cherokee Applications 2566 - 2705
37.....	Cherokee Applications 2706 - 2743
38.....	Cherokee Applications 2744 - 2979
39.....	Cherokee Applications 2980 - 3099
40.....	Cherokee Applications 3100 - 3235
41.....	Cherokee Applications 3236 - 3357



NATIONAL ARCHIVES MICROFILM PUBLICATIONS

<u>Roll</u>	<u>Description</u>
42.....	Cherokee Applications 3358 - 3515
43.....	Cherokee Applications 3516 - 3738
44.....	Cherokee Applications 3739 - 4007
45.....	Cherokee Applications 4008 - 4243
46.....	Cherokee Applications 4244 - 4373
47.....	Cherokee Applications 4374 - 4463
48.....	Cherokee Applications 4464 - 4622
49.....	Cherokee Applications 4623 - 4826
50.....	Cherokee Applications 4827 - 4988
51.....	Cherokee Applications 4989 - 5175
52.....	Cherokee Applications 5176 - 5320
53.....	Cherokee Applications 5321 - 5464
54.....	Cherokee Applications 5465 - 5574

769

SERVICE AFFIDAVIT.

INDIAN TERRITORY, }  
Cherokee Nation. } ss.

I, J. N. BALDWIN, do solemnly swear that on the Fourth day September, 1896, I, in person, delivered to WM. HASTINGS, FRANK J. BOUDINOT and WM. T. HUTCHINGS, Attorneys for the Cherokee Nation, at Tahlequah, I. T., a package which contained a true copy of the application of *Wiley M. Baldwin* for Citizenship in the Cherokee Nation, Ind. Ter.,

and of the affidavits of *himself, Alfred Price, Wm. Price, Samuel Davis, Wm. A. Lewis, J. M. Baldwin & Stephen Hart*

in support of same, the originals of which are now filed with the Honorable DAWES COMMISSION, at Vinita, Ind. Ter. That affiant has no interest in this matter.

Subscribed and sworn to before me this, the

*J. N. Baldwin*

*7* day of September, 1896.

*W. H. Davis* Notary Public

*My Commission Expires Mar 7<sup>th</sup> 1900*

2  
Petition and Memorial  
For Cherokee Indian citizenship

To  
Your Petitioner Wiley M. Baldwin, earnestly and respectfully represents, It is proven and he believes that he is one thirty second Cherokee Indian by blood deriving the same from his lineal ancestor the late Ned Sigemore through his Father Wm. M. Baldwin who was a son of Wm. D. Baldwin who was a son of Catherine Caldwell who was a daughter of Catherine Dunt who was a daughter of Ned Sigemore a full blood Cherokee Indian your petitioner therefore submits to your honorable body the above statement of facts as grounds for his application for Cherokee Indian citizenship as aforesaid in the Cherokee Nation and asks for full and complete investigation of his claim and if the same is found to be valid and correct as herein stated that he be allowed all rights privileges and immunities of other citizens of said Nation Petitioner's full name is Wiley M. Baldwin age 27 years Residence Logansport in the state of Va postoffice address White Sulphur County of Va occupation that of a Farmer, I am married and have four children to wit Sarah M. Baldwin age 6 years John M. Baldwin age 4 years Kate M. Baldwin age 2 years Oscar Baldwin age 2 months Respectfully

Submitted  
Attesting Witness

Wiley M. Baldwin (Seal)

(Seal)  
(Seal)



State of North Carolina  
County of Ashe

Personally appeared before me D. M. Hart a Justice of  
the Peace in and for said County in the State  
aforesaid Wiley M. Baldwin the Petitioner in the  
above petition for Cherokee Indian Citizenship in the  
Cherokee Nation Indian Territory, W. S. A. Who after  
being duly sworn according to Law states that the  
facts set forth in his said petition above are  
true as stated therein. This the 7 day of August  
1890  
attesting witnesses

D. M. Hart,  
J.P.

Seal

Subscribed and sworn to before me a Justice  
of the Peace aforesaid on this 7 day of  
August 1890 and I do certify that I am personally  
acquainted with Wiley M. Baldwin and the said  
Petitioner and know that he is a credible Person  
and entitled to full faith and credit before any  
of the Courts of the State of N.C. and that I  
have no interest directly or indirectly in the  
fruition of his said Claim for Cherokee  
Indian Citizenship and am not related to him by  
blood or marriage

D. M. Hart, J.P.

STATE OF NORTH CAROLINA, ss.  
ASHE COUNTY,

I, POINDEXTER BLEVINS, Clerk of the Superior Court of said county, do certify that D. M. Hart  
Hart Esq., whose name is signed to the foregoing certificate, was at the time of so doing a  
Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts  
are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of  
said Court, this 19. day of August, 1896.

P. Blevins,  
Clerk Superior Court.

# GENERAL AFFIDAVIT.

IN THE MATTER OF CLAIM.

*Wiley J. Baldwin* ..... To Cherokee Indian Citizenship.

AFFIDAVIT OF *claimant*

State of *North Carolina* }  
County of *Ashe* ..... } ss.

On this, the *7* day of *Aug* A. D., 189*6*, personally before me, *W. H. Hart*, a Justice of the Peace in and for the county aforesaid, duly authorized to administer oaths, appeared *Wiley J. Baldwin*, aged *27* years, a resident of *Grayson* County, and State of *NC*, whose postoffice is *White Top*, who after being duly sworn according to law, says that he is *1/32* Indian by *blood* and a claimant for *Cherokee* Indian citizenship. Affiant further says on oath *that he desires*

*his Indian blood from his ancestor the late*  
*Red Wiggon a full blood Cherokee Indian*

and is a direct lineal descendant of the *Wiggon* family, whose name he believes appears upon the census rolls, that were taken by the United States government, by blood, of the Cherokee tribe of Indians. Affiant further says that he believes the said *Wiggon Family* to be of Cherokee Indian blood, and were members of the *Cherokee* tribe of Indians.

Affiant further says he has been taught and has heard from his earliest youth that he is a descendant of a *Cherokee* Indian family and that affiant has been recognized and treated by his neighbors and the public generally as a person of *Cherokee* Indian blood and that from his complexion and physical appearance he has every reason to believe and does believe that he is of *Cherokee* Indian blood and is an admixture of *White* and Cherokee and at least one *1/32* Indian by blood.

Affiant further says the above statements are true to the best of his knowledge and belief.

*Wiley J. Baldwin* .....

Subscribed and sworn to before me, this *7* day of *Aug* A. D., 189*6*, and I further certify that the foregoing affidavit was read to affiant in my presence. That said affiant is to me personally known (or has been satisfactorily identified before me) and I verily believe him to be a credible person.

*W. H. Hart, J. P.*

In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T,

State of North Carolina, } ss:  
County of Ashe,

On this 19th, day of August A. D. 1896, personally appeared before the undersigned Justice of the Peace in and for the county of Ashe in the State aforesaid, Alfred Price, aged 76 years, whose postoffice address is Crumpler, Ashe county, N. C., and states that some sixty years ago he personally knew one Ned Sizemore who then lived in Ashe county, North Carolina, and who was a full blood Indian of the full blood having come several years prior to that time from the Cherokee Reservation and settled in Ashe county, N. C., that said Ned Sizemore had the appearance of being a full blood Indian, and was so treated and regarded by his neighbors and acquaintances; that said Sizemore died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen who was the father of Lyddia Sizemore who married James Blevins and who was the mother of James, Eli, George, Wells Blevins from whom have sprung a number of the present claimants; that Catharine was the name of a daughter of said Ned Sizemore who married one James Hart and who had several sons and daughters, Margery who married Robert Hash, George Hart who was the father of Margery Peak and Cornelia Peak and Grubb Hart; said Ned Sizemore also had other sons and daughters and said Catharine Hart was the mother of Catharine Caldwell who was the mother of Nancy Caldwell and William D. Baldwin; that said Catharine Hart was the mother also of Ned Hart, Morris Hart and others.

Affiant states these facts from his own personal knowledge and observation. Given this Aug. the 19th, 1896.

[Signed] his  
ALFRED x PRICE.  
mark.

Subscribed and sworn to before me this 19th day of August, 1896, and I certify that the contents of the foregoing affidavit were fully made known to affiant before signing and swearing, and that said Alfred Price is a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed] L. HANX, J. P.

Justice of the Peace, County of Ashe,  
State of North Carolina.

Witness my hand and seal of office this day and date first above written.

In the matter of the claim of the descend-  
ants of Ned Sizemore to citizenship in the  
Cherokee Nation, I. T.

STATE OF NORTH CAROLINA, }  
County of Ashe } SS,

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared William Price, aged 86 years, a resident of Ashe county, State of North Carolina, whose postoffice address is Weaversford, N. C., who after being duly sworn states that he was born and raised in Ashe county, N. C., and that some sixty or seventy years ago he well knew one Ned Sizemore who was a full blood Cherokee Indian and made his home at that time on the waters of Cranberry Creek, in Ashe county, N. C.; that said Sizemore had come from the home of the Cherokee tribe in Western N. C., or Ga., some several years prior to the time affiant first knew; that he often went back to where said tribe was located after affiant first knew him but finally made his home in Ashe county, N. C., where he subsequently died; that said Sizemore had a numerous family of sons and daughters, two of whom, Owen Sizemore, a son and Catharine Sizemore, a daughter affiant well and personally knew; that said Owen Sizemore had a daughter, Lyddia who married one James Blevins, and lived in Ashe county, N. C.; that said James and Lyddia Blevins had several sons and daughters from whom have descended a number of the present claimants; that said Catharine Sizemore, a daughter of said Ned Sizemore married one James Hart, and had numerous sons and daughters among whom were Catharine who married one Baldwin and subsequently married one Caldwell, and Margery who married Robert Hash, and settled in Grayson Co., Va., near the Va., and N. C. State line, Ned Hart, who settled in Ashe county N. C., from whom have descended a number of the present claimants. Affiant further states that said Ned Sizemore had every appearance of being a full blood Indian; that he claimed to be a member of the Cherokee tribe and was so recognized by the said Cherokee tribe and members thereof; that he was recognized and treated by his neighbors and acquaintances in Ashe county, N. C., and Grayson county, Va., as a full blood Indian.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

Given under my hand this 11th day of August, A. D. 1896.

Attest  
J. H. BARTON, his  
WILLIAM x PRICE.  
mark.

Subscribed and sworn to before me this 11th day of August, A. D. 1896, and with the said William Price and know him to be a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed] M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)



In the matter of the claim of the descend-  
ants of Ned Sizemore to citizenship in the  
Cherokee Nation, I. T,

STATE OF NORTH CAROLINA, }  
County of Ashe } ss,

Before me, the undersigned Justice of the Peace, in and for the coun-  
ty of Ashe, in the State aforesaid, personally appeared Samuel Davis, who  
after being duly sworn, states that he is seventy-seven years of age, a resi-  
dent of Grayson county, Va., whose postoffice address is Grassy Creek,  
Ashe county, N. C.; that he has lived in Grayson county, Va., all his life;  
that about sixty years ago, he well and personally knew one Ned Sizemore,  
who was a Cherokee Indian of the full blood then living in Ashe county,  
county, N. C.; that said Sizemore, prior to that time had come from the  
Cherokee tribe in western North Carolina, or Georgia; that said Sizemore  
had the appearance of a full blood Indian and was so treated and recogniz-  
ed by his neighbors and acquaintances; that he made frequent visits to the  
home of said tribe after affiant first knew him; that he died in Ashe coun-  
ty, N. C., and had a numerous family of sons and daughters, one son Owen  
Sizemore, had a daughter Lyddia who married James Blevins and another  
daughter who married one Stamper, from whom have descended a number  
of these claimants; and that said Ned Sizemore had one daughter Cath-  
arine who married one James Hart; that said James and Catharine Hart  
had sons, Ned and George among others, and Catharine who afterwards  
married one Baldwin and subsequently one Caldwell, and Margery who  
married one Robert Hash and settled in Grayson county, Va., near the N.

C., and Va. State line and near the home of affiant; that he often saw said Ned Sizemore at the home of the said Margery Hash, his grand-daughter, and remembers to have seen him there once with a pet bear following him; and that said Ned Sizemore could speak English only very imperfectly.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of said Ned Sizemore's descendants to citizenship in the Cherokee Nation, I. T.

Given under my hand this 10th day of August, A. D. 1896.

[Signed] SAMUEL DAVIS.

Sworn to and subscribed before me this 10th day of August, A. D. 1896, and I certify that the same were subscribed by Samuel Davis and

(The foregoing is a copy of an affidavit filed with the files of the Commission in the claim of Cornelie Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)

In the Matter of the Claim of the Descendants of Ned Sizemore to  
Citizenship in the Cherokee Nation, I. T.:

INDIAN TERRITORY, } ss.  
Cherokee Nation.

On this, the 2nd day of September, A. D., 1896, personally ap-  
peared before me, the undersigned Notary Public, within and for the  
Northern District of the Indian Territory, William A. Lewis, aged  
seventy-nine years, whose postoffice address is Ft. Gibson, Cherokee  
Nation, I. T., who, after being first duly sworn, deposes and says:  
That he is a Cherokee by birth and came to the Indian Territory with  
the Cherokee tribe on its migration from the east, that he was well  
acquainted with the majority of the members of said tribe who so  
migrated as well as of those who remained in the east; that he  
was well and personally acquainted with one Ned Sizemore, in  
North Carolina, and that he was al-  
ways associated with him, affi-  
ant knows him to have been a Cherokee Indian by blood and of  
the full blood; that he knew said Sizemore from about the year  
1822, in North Carolina, and believes that said Sizemore was en-  
rolled in the Cherokee enrollment of about that date, and again in  
the Wafford enrollment.

Affiant further states that he knew one James Hart, whom he be-  
lieves to have been so enrolled and who married Catharine, the daughter  
of said Ned Sizemore, and affiant also remembers that said Ned Size-  
more had a son by name of Owen and also another son by name of  
George. Affiant further states that said Ned Sizemore and his family,  
on the migration of the Cherokees to the Indian Territory, remained  
in North Carolina and from the best of his information he believes  
that said Ned Sizemore afterwards settled, lived and died in Ashe  
County, North Carolina.

Affiant states these facts from his own personal knowledge. Af-  
fiant states that he was born and partially reared a near neighbor to  
the Sizemore and Hart families, and was familiar with them, in school  
and as playmates and associates.

Given under my hand and seal this the day and date first above

W. A. Lewis [SEAL]  
Notary Public, this, the 2nd day of Sept.,

My commission expires March 28, 1900.

## Affidavit of Witness.

INDIAN TERRITORY, } ss.  
Cherokee Nation. }

Before me, the undersigned Notary Public in and for the Northern District of the Indian Territory, personally appeared J. H. Baldwin, who after being by me duly sworn states that he is 36 years of age, and a resident of Ashe County, North Carolina, whose postoffice address is Ashe, in said County. That he is personally acquainted with Wiley M. Baldwin, who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant further states that the said Baldwin is the identical person he represents himself to be an applicant for citizenship in said Nation, and that he has known the said applicant 10 years and knows that he is and has been recognized and treated by his acquaintances and the public generally, as a person having Cherokee blood; and that the complexion, physical appearance, language and manners of the said applicant indicate that he is of Cherokee blood. That from above facts and circumstances and from statements made to him by the said applicant affiant states he has every reason to believe and does believe that the said applicant is of Cherokee Indian blood.

Subscribed and sworn to before me, this 10 day of September, A. D., 1896.  
W. H. Roberts, Notary Public.

My Commission expires, March 7, 1900.



AFFIDAVIT OF WITNESS.

STATE OF North Carolina }  
COUNTY OF Ashe } ss.

BEFORE ME, the undersigned, <sup>Justice of the Peace</sup> ~~Notary Public~~, in and for the County and State aforesaid, personally appeared Stephen Hart who after being by me duly sworn states that he is 74 years of age, and a citizen of Ashe County and State of N.C. and that he is personally acquainted with Wiley M. Baldwin who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant further states that the said Wiley M. Baldwin is the identical person he represents him self to be in his application for citizenship in said Nation, and that the said Wiley M. Baldwin is The son of Mr. M. Baldwin who was a son of Bathurine Caldwell who was a daughter of Catherine Hart who was a daughter of Red Simpson a full blood Cherokee Indian

Affiant further states that he has known the said Wiley M. Baldwin for the past 24 years and knows that he is and has been recognized and treated by his neighbors, acquaintances and the public generally, as a person having Cherokee Indian blood; and that the complexion, physical appearance, language and manners of the said Wiley M. Baldwin indicate that the said Wiley M. Baldwin is of Indian blood. That from the above facts and circumstances and from statements made to him by the said Wiley M. Baldwin affiant states he has every reason to believe, and does believe that the said Wiley M. Baldwin is of Cherokee Indian blood.

Affiant further states that he has no interest whatever in the prosecution of the claim of the said Wiley M. Baldwin to citizenship in the Cherokee Nation, I. T., and that is not related by blood or marriage to the said Wiley M. Baldwin that he is white and Cherokee admixture

attest  
George Blevins

Stephen Hart

Subscribed and sworn to before me this 7 day of August A. D. 1896.

and I further certify that I am well acquainted with the said Stephen Hart

and know him to be a person of credibility and of

truth and veracity.

O. M. Hart

Notary Public

STATE OF NORTH CAROLINA, } ss.  
ASHE COUNTY,

I, POINDEXTER BLEVINS, Clerk of the Superior Court of said county, do certify that Stephen Hart Esq., whose name is signed to the foregoing certificate, was at the time of so doing a Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of said Court, this 9 day of August 1896.

P. Blevins  
Clerk Superior Court.

# 2882  
Wiley M Baldwin  
Lieutenant

to { Cherokee Indian  
cattle ship

Po White Top, Va.

# 2882

Respected

(Squire family)

Filed Sept 7 / 896

A S McKinnon  
Comr

John Baldwin  
Silas Cross

NC

**End**





SERVICE AFFIDAVIT.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

I, J. N. BALDWIN, do solemnly swear that on the Fourth day September, 1896, I, in person, delivered to WM. HASTINGS, FRANK J. BOUDINOT and WM. T. HUTCHINGS, Attorneys for the Cherokee Nation, at Tahlequah, I. T., a package which contained a true copy of the application of *Jackson Adams* for Citizenship in the Cherokee Nation, Ind. Ter.,

and of the affidavits of *Alfred Price, Wm Price, Wm A. Lewis, J. H. Barton and Samuel Davis*

in support of same, the originals of which are now filed with the Honorable DAWES COMMISSION, at Vinita, Ind. Ter. That affiant has no interest in this matter.

Subscribed and sworn to before me this *4* day of September, 1896.

*J. N. Baldwin*  
*M. H. Davis* Notary Public

*My Commission Expires Mar 7<sup>th</sup> 1900*

Clarke

Jackson Adams

to

Clarke

Cherokee Indian City

Georgia

PETITION AND MEMORIAL.

FOR CHEROKEE INDIAN CITIZENSHIP.

TO The Hon. Dawes Commission.

Your petitioner Jackson Adams, earnestly and respectfully represents that he is One

thirty-second Cherokee Indian by blood, deriving the same from his lineal ancestor, the late

Ned Sizemore through his mother Catharine Adams, who is

a daughter of Nancy Caldwell who was a daughter of Catharine Caldwell, who

was a daughter of Catharine Hart who was a daughter of Catharine

Hart said Ned Sizemore, who was a Cherokee Indian of the pure blood

Your petitioner therefore submits to your honorable body the above statement of facts as grounds for his application for Cherokee Indian citizenship as aforesaid in the Cherokee Nation and asks for a full and complete investigation of his claim and if the same is found to be valid and correct as herein stated, that he be allowed all the rights, privileges and immunities of other citizens of said Nation.

Petitioner's full name is Jackson Adams, age thirty-one years.

residence Grayson Co., in the State of Virginia, postoffice address Edgewater

County of Grayson, State of Virginia, occupation that of a farmer

and a married man and the father of the following named minor children, James Adams, aged 8 years, Charlie Adams, aged 7 years, Ed. Adams, aged 4 years, Mattie L. Adams, aged 1 year.

Attesting witnesses,

Jess B. Tolol [SEAL]  
M. M. Lane [SEAL]

State of North Carolina } ss.  
County of Ashe }

Most Respectfully Submitted,

Jackson Adams [SEAL]  
mark

Personally appeared before me, M. C. Hask, a Justice of the Peace in and for said county in the State aforesaid, Jackson Adams, the petitioner in the above

petition for Cherokee Indian citizenship in the Cherokee Nation, Indian Territory, U. S. A., who after being duly sworn according to law states that the facts set forth in his said petition above are true as stated

therein, this the 27 day of July 1896.

Attesting witnesses,

Jess B. Tolol [SEAL]  
M. M. Lane [SEAL]

Jackson Adams [SEAL]  
mark

Subscribed and sworn to before me, a Justice of the Peace as aforesaid, on this 27 day of July 1896, and I do certify that I am personally acquainted with Jackson Adams the said petitioner, and know that he is a credible person and entitled to full faith and credit before any of the Courts of the State of North Carolina, and that I have no interest directly or indirectly in the prosecution of his said claim for Cherokee Indian citizenship and am not related to him by blood or marriage.

M. C. Hask J. P.

STATE OF NORTH CAROLINA, } ss.  
Ashe County, }

I, POINDEXTER BLEVINS, Clerk of the Superior Court of said county, do certify that M. C. Hask, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a

Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts

are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of

said Court, this 19 day of August 1896.

P. Blevins  
Clerk Superior Court.

In the matter of the claim of the descend-  
ants of Ned Sizemore to citizenship in the  
Cherokee Nation, I. T,

STATE OF NORTH CAROLINA, }  
County of Ashe } ss,

Before me, the undersigned Justice of the Peace, in and for the coun-  
ty of Ashe, in the State aforesaid, personally appeared Samuel Davis, who  
after being duly sworn, states that he is seventy-seven years of age, a resi-  
dent of Grayson county, Va., whose postoffice address is Grassy Creek,  
Ashe county, N. C.; that he has lived in Grayson county, Va., all his life;  
that about sixty years ago, he well and personally knew one Ned Sizemore,  
who was a Cherokee Indian of the full blood then living in Ashe county,  
county, N. C.; that said Sizemore, prior to that time had come from the  
Cherokee tribe in western North Carolina, or Georgia; that said Sizemore  
had the appearance of a full blood Indian and was so treated and recogniz-  
ed by his neighbors and acquaintances; that he made frequent visits to the  
home of said tribe after affiant first knew him; that he died in Ashe coun-  
ty, N. C., and had a numerous family of sons and daughters, one son Owen  
Sizemore, had a daughter Lyddia who married James Blevins and another  
daughter who married one Stamper, from whom have descended a number  
of these claimants; and that said Ned Sizemore had one daughter Cath-  
arine who married one James Hart; that said James and Catharine Hart  
had sons, Ned and George among others, and Catharine who afterwards  
married one Baldwin and subsequently one Caldwell, and Margery who  
married one Robert Hash and settled in Grayson county, Va., near the N.



C., and Va. State line and near the home of affiant; that he often saw said Ned Sizemore at the home of the said Margery Hash, his grand-daughter, and remembers to have seen him there once with a pet bear following him; and that said Ned Sizemore could speak English only very imperfectly.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of said Ned Sizemore's descendants to citizenship in the Cherokee Nation, I. T.

Given under my hand this 10th day of August, A. D. 1896.

[Signed]

SAMUEL DAVIS

Sworn to and subscribed before me this 10th day of August, A. D. 1896, and I certify that I am well acquainted with said Samuel Davis and know him to be entitled to full faith and credit and a truthful person.

[Signed]

M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelie Peak for citizenship in the Cherokee Nation, I. T.

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)

In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

State of North Carolina, } ss:  
County of Ashe,

On this 19th, day of August A. D. 1896, personally appeared before the undersigned Justice of the Peace in and for the county of Ashe in the State of North Carolina, Alfred Price, aged 26 years, whose postoffice address is Crumpler, Ashe county, N. C., and states that some sixty years ago he personally knew one Ned Sizemore who then lived in Ashe county, North Carolina, and who was a Cherokee Indian of the full blood, having come several years prior to that time from the Cherokee reservation and settled in Ashe county, N. C., that said Ned Sizemore had the appearance of being a full blood Indian, and was so treated and regarded by his neighbors and acquaintances; that said Sizemore died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen who was the father of Lyddia Sizemore who married James Blevins and who was the mother of James, Eli, George, Wells Blevins from whom have sprung a number of the present claimants; that Catharine was the name of a daughter of said Ned Sizemore who married one James Hart and who had several sons and daughters, Margery who married Robert Hash, George Hart who was the father of Margery Peak and Cornelia Peak and Grubb Hart; said Ned Sizemore also had other sons and daughters and said Catharine Hart was the mother of Catharine Caldwell who was the mother of Nancy Caldwell and William D. Baldwin; that said Catharine Hart was the mother also of Ned Hart, Morris Hart and others.

Affiant states these facts from his own personal knowledge and observation. Given this Aug. the 19th, 1896.

[Signed] his  
ALFRED x PRICE.  
mark.

Subscribed and sworn to before me this 19th day of August, 1896, and I certify that the contents of the foregoing affidavit were fully made known to affiant before signing and swearing, and that said Alfred Price is a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed] L. HURLY, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of court under seal of court.)

In the matter of the claim of the descend-  
ants of Ned Sizemore to citizenship in the  
Cherokee Nation, I. T.

STATE OF NORTH CAROLINA, }  
County of Ashe } ss,

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared William Price, aged 86 years, a resident of Ashe county, State of North Carolina, whose postoffice address is Weaversford, N. C., who after being duly sworn states that he was born and raised in Ashe county, N. C., and that some sixty or seventy years ago he well knew one Ned Sizemore, who was a full blood Cherokee Indian and made his home at that time on the waters of Cranberry Creek, in Ashe county, N. C.; that said Sizemore had come from the home of the Cherokee tribe in Western N. C., or Ga., some several years prior to the time affiant first knew; that he often went back to where said tribe was located after affiant first knew him but finally made his home in Ashe county, N. C., where he subsequently died; that said Sizemore had a numerous family of sons and daughters, two of whom, Owen Sizemore, a son and Catharine Sizemore, a daughter affiant well and personally knew; that said Owen Sizemore had a daughter, Lyddia who married one James Blevins, and lived in Ashe county, N. C.; that said James and Lyddia Blevins had several sons and daughters from whom have descended a number of the present claimants; that said Catharine Sizemore, a daughter of said Ned Sizemore married one James Hart, and had numerous sons and daughters among whom were Catharine who married one Baldwin and subsequently married one Caldwell, and Margery who married Robert Hash, and settled in Grayson Co., Va., near the Va., and N. C. State line, Ned Hart, who settled in Ashe county N. C., from whom have descended a number of the present claimants. Affiant further states that said Ned Sizemore had every appearance of being a full blood Indian; that he claimed to be a member of the Cherokee tribe and was so recognized by the said Cherokee tribe and members thereof; that he was recognized and treated by his neighbors and acquaintances in Ashe county, N. C., and Grayson county, Va., as a full blood Indian.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

Given under my hand this 11th day of August, A. D. 1896.

Attest  
J. H. BARTON, [Signed] his  
WILLIAM x PRICE.  
mark.

Sworn to and subscribed before me this 11th day of August, A. D. 1896, and I further certify that I am well acquainted with the said William Price and know him to be a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed] M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)

In the Matter of the Claim of the Descendants of Ned Sizemore to  
Citizenship in the Cherokee Nation, I. T.:

INDIAN TERRITORY, } ss.  
Cherokee Nation.

On this, the 2nd day of September, A. D., 1896, personally ap-  
peared before me, the undersigned Notary Public, within and for the  
Northern District of the Indian Territory. William A. Lewis, aged  
seventy-nine years, whose postoffice address is Ft. Gibson, Cherokee  
Nation, I. T., who, after being first duly sworn, deposes and says:  
That he is a Cherokee by birth and came to the Indian Territory with  
the Cherokee tribe on its migration from the east, that he was well  
known to the members of said tribe who so  
that he  
more, in  
was al-  
ways recognized and treated as a Cherokee Indian, and from the  
appearance of said Sizemore and his acquaintance with him, aff-  
iant knows him to have been a Cherokee Indian by blood and of  
the full blood; that he knew said Sizemore from about the year  
1822, in North Carolina, and believes that said Sizemore was en-  
rolled in the Cherokee enrollment of about that date, and again in  
the Wafford enrollment.

Affiant further states that he knew one James Hart, whom he be-  
lieves to have been so enrolled and who married Catharine, the daughter  
of said Ned Sizemore, and affiant also remembers that said Ned Size-  
more had a son by name of Owen and also another son by name of  
George. Affiant further states that said Ned Sizemore and his family,  
on the migration of the Cherokees to the Indian Territory, remained  
in North Carolina and from the best of his information he believes  
that said Ned Sizemore afterwards settled, lived and died in Ashe  
County, North Carolina.

Affiant states these facts from his own personal knowledge. Af-  
fiant states that he was born and partially reared a near neighbor to  
the Sizemore and Hart families, and was familiar with them, in school  
and as playmates and associates.

Given under my hand and seal this the day and date first above  
written.

Subscribed and sworn to before me this, the 2nd day of Sept.,  
1896.

My commission expires (Mar) 1900.



## Affidavit of Witness.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

Before me, the undersigned Notary Public in and for the Northern District of the Indian Territory, personally appeared J. H. Barten, who after being by me duly sworn states that he is 55 years of age, and a resident of Ashe County, North Carolina, whose postoffice address is Waverly in said County. He is personally acquainted with Jackson Adams who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant further states that the said Jackson Adams is the identical person he represents himself to be in his application for citizenship in said Nation, and that he has known the said applicant for the past 15 years and knows that he is and has been recognized and treated by his neighbors, acquaintances and the public generally, as a person having Cherokee blood; and that the complexion, physical appearance, language and manners of the said applicant indicate that he is of Cherokee blood. That from above facts and circumstances and from statements made to him by the said applicant affiant states he has every reason to believe and does believe that the said applicant is of Cherokee Indian blood.

Subscribed and sworn to before me, this

J. H. Barten  
Notary Public.  
September, A. D., 1896.

My Commission expires, March 7, 1900.

#2881

No. ....

IN THE MATTER OF

Jackson Adams

Claim to Citizenship in Cherokee

Nation, I. T.

Do Edgewater Va.

Filed Sept 7 / 82

Asst. Commr.  
(Singer's family)

Rehearsal

John Baldwin

Silas Cross

NC

2

## AFFIDAVIT OF WITNESS.

STATE OF North Carolina } ss.  
COUNTY OF Ashe

Before me, the undersigned, a Justice of the Peace, in and for the County and State of North Carolina, personally appeared Samuel Davis, who after being by me duly sworn states that he is personally acquainted with Jackson Adams, who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant further states that the said Jackson Adams is the identical person he represents himself to be in his application for citizenship in said Nation, and that the said Jackson Adams is a son of Catharine Adams who is a daughter of Nancy Caldwell, who was a daughter of Catharine Caldwell, who was a daughter of Catharine Hart, who was a daughter of Ned Sizemore who was a Cherokee Indian of the full blood; and is the father of the following named minor children: James Adams, Charles Adams, Ed Adams and Mattie L. Adams.

That he has known the said Jackson Adams for the past 30 years and has been recognized and treated by his neighbors, acquaintances and the public as a person having Cherokee Indian blood; and that the complexion, physical appearance, language and manners of the said Jackson Adams indicate that the said Jackson Adams is of Cherokee Indian blood. That from the above facts and circumstances and from statements made to him by the said Jackson Adams, affiant states he has every reason to believe and does believe that the said Jackson Adams is of Cherokee Indian blood.

Affiant further states that he has no interest whatever in the prosecution of the claim of the said Jackson Adams to citizenship in the Cherokee Nation, I. T., and that he is not related by blood or marriage to the said Jackson Adams.

Attest,

Samuel Davis

Subscribed and sworn to before me, this 11 day of Aug. A. D., 1896, and I further certify that I am well acquainted with the said Samuel Davis and know him to be a person of credibility and of truth and veracity.

McNair J.P.

STATE OF NORTH CAROLINA, } ss.  
ASHE COUNTY,

I, POINDEXTER BLEVINS, Clerk of the Superior Court of said county, do certify that M. C. Hask, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of said Court, this 14 day of August 1896.

P. Blevins  
Clerk Superior Court.

770<sup>0</sup> 130

Nation's No. 1871

Commission's No. ....

In re Application of

*Jackman Adams.*

**Demurrer and Answer.**

SEPT 25 1896

S. MCKENNON\*

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of  
*Jackson Adams*

Nation's No. ....

Commission's No. ....

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the  
said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy,  
and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant *is*  
entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said appli-  
cation, says that *Red Legend*

..... through whom the petitioner..... claim to derive *his* right  
to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since  
the removal of said Nation, west to the Indian Territory as at present located and defined; that his name  
does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now  
reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *Hutchings, Hepburns & Boudinot* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the  
matters contained in the foregoing answer are true to the best of his knowledge and belief.

Subscribed and sworn to before me this, *17th* day of *Sept*, 1896.

*D. J. Ball*

NOTARY PUBLIC.



**End**



SERVICE AFFIDAVIT.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

I, J. N. BALDWIN, do solemnly swear that on the Fourth day September, 1896, I, in person, delivered to WM. HASTINGS, FRANK J. BOUDINOT and WM. T. HUTCHINGS, Attorneys for the Cherokee Nation at Tahlequah, I. T., a package which contained a true copy of the application of L. A. Hask for Citizenship in the Cherokee Nation, Ind. Ter.,

and of the affidavits of himself, Wm Price, Alfred Price  
Wm A. Lewis, J. H. Barton, Samuel Davis

in support of same, the originals of which are now filed with the Honorable DAWES COMMISSION, at Vinita, Ind. Ter. That affiant has no interest in this matter.

Subscribed and sworn to before me this, 7 day of September, 1896.

J. N. Baldwin  
Notary Public

My Commission Expires Mar 7th 1900

Chain  
5 { Lot of 100  
} Paint  
Johannessen  
Catharine

PETITION AND MEMORIAL.  
FOR CHEROKEE INDIAN CITIZENSHIP.

TO THE HONORABLE COMMISSIONERS

Your petitioner, *Lee A. Hask*, earnestly and respectfully represents that he is *on*  
*sixteenth* Cherokee Indian by blood, deriving the same from his lineal ancestor, the late

*Ala. Sigismore*, through his father *John Hask* who was  
a son of *Margery Hask* who was a daughter of *Ala. Sigismore*  
Hask who was a daughter of *Ala. Sigismore*  
who was a Cherokee Indian of the full blood

Your petitioner, therefore, submits to your honorable body the above statement of facts as grounds for his  
application for Cherokee Indian Citizenship as aforesaid in the Cherokee Nation and asks for full and complete  
investigation of his claim and if the same is found to be valid and correct as herein stated, that he be allowed  
all the rights, privileges and immunities of other citizens of said Nation.

Petitioner's full name is *Lee A. Hask*, age *29* years,  
residence *Ala.* in the State of *North Carolina* postoffice address *Ala.*

*Ala.* County of *Ala.* State of *North Carolina* occupation that of a  
*Farmer and the father of Lindsey Hask*  
*of minor age 10 years*

Attesting witnesses,

Most Respectfully Submitted,

[SEAL]  
[SEAL]

*L. A. Hask* [SEAL]

STATE OF *North Carolina* ss.  
COUNTY OF *Ala.*

Personally appeared before me, *Mr. C. Hask*, a Justice of the Peace  
in and for said county in the State aforesaid, *Lee A. Hask* the petitioner in the above  
petition for Cherokee Indian citizenship in the Cherokee Nation, Indian Territory, U. S. A., who after being  
duly sworn according to law states that the facts set forth in his said petition above are true as stated therein,  
this 10 day of *August* 1896  
Attesting witnesses,

[SEAL]

[SEAL]

Subscribed and sworn to before me, a Justice of the Peace as aforesaid, on this 10 day of  
*August* 1896, and I do certify that I am personally acquainted with *L. A. Hask*  
the said petitioner, and know that he is a credible person and entitled to full faith and credit before any of  
the Courts of the State of *North Carolina*, and that I have no interest directly or indirectly in the  
prosecution of his said claim for Cherokee Indian citizenship and am not related to him by blood or marriage.

*M. C. Hask*

STATE OF NORTH CAROLINA, ss.  
Ashe County,

*M. C.*  
I, *Thomas Hask*, Clerk of the Superior Court of said county, do certify that *M. C.*  
*Hask*, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a  
Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts  
are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of  
said Court, this 12 day of *August* 1896.

*P. B. Blivins*  
Clerk Superior Court.



GENERAL AFFIDAVIT.  
IN THE MATTER OF CLAIM

Of *L. A. Hask* ..... To Cherokee Indian Citizenship.

AFFIDAVIT OF

*Claimant*

STATE OF *North Carolina* }  
COUNTY OF *Ashe* } ss.

On this, the *10* day of *August* A. D. 189*6*, personally before me *M. C. Hask* .....  
*Hask* ..... a Justice of the Peace in and for the county aforesaid, duly authorized to administer  
oaths, appeared *Lee Chaden Hask* aged *27* years, a resident of *Ashe* .....  
county, and State of *North Carolina* whose postoffice is *Superior* ..... who after  
being duly sworn according to law, says that he is *one sixteenth* Indian by *Blood* and  
a claimant for *Cherokee* ..... Indian citizenship. Affiant further says on oath *he derives*  
*his Indian Blood from his ancestor the late*  
*Edw. Sigismore a full Blood Cherokee*  
*Indian as set forth in his Petition and*  
*Memorial*

and is a direct lineal descendant of the *Sigismore* ..... family, whose name he believes appears  
upon the census rolls, that were taken by the United States government, by blood, of the Cherokee tribe of  
Indians. Affiant further says that he believes the said *Sigismore family* to be of Cherokee  
Indian blood, and were members of the *Cherokee* ..... tribe of Indians.

Affiant further says he has been taught and has heard from his earliest youth that he is a descendant  
of a *Cherokee* Indian family and that affiant has been recognized and treated by his neighbors and  
the public generally as a person of ..... Indian blood and that from his complexion and physical  
appearance he has every reason to believe and does believe that he is of *Cherokee* Indian blood  
and is an admixture of *white* and Cherokee and at least one *sixteenth* Indian by blood.

Affiant further says the above statements are true to the best of his knowledge and belief.

*L. A. Hask* .....

Subscribed and sworn to before me, this *10* day of *August*  
A. D. 189*6*, and I further certify that the foregoing affidavit was read to affiant  
in my presence. That said affiant is to me personally known (or has been satis-  
factorily identified before me) and I verily believe him to be a credible person.

*M. C. Hask* 7 10

In the matter of the claim of the descend-  
ants of Ned Sizemore to citizenship in the  
Cherokee Nation, I. T.

STATE OF NORTH CAROLINA, }  
County of Ashe } ss,

Before me, the undersigned Justice of the Peace, in and for the coun-  
ty of Ashe, in the State aforesaid, personally appeared Samuel Davis, who  
after being duly sworn, states that he is seventy-seven years of age, a resi-  
dent of Grayson county, Va., whose postoffice address is Grassy Creek,  
Ashe county, N. C.; that he has lived in Grayson county, Va., all his life;  
that about sixty years ago, he well and personally knew one Ned Sizemore,  
who was a Cherokee Indian of the full blood then living in Ashe county,  
county, N. C.; that said Sizemore, prior to that time had come from the  
Cherokee tribe in western North Carolina, or Georgia; that said Sizemore  
had the appearance of a full blood Indian and was so treated and recogniz-  
ed by his neighbors and acquaintances; that he made frequent visits to the  
home of said tribe after affiant first knew him; that he died in Ashe coun-  
ty, N. C., and had a numerous family of sons and daughters, one son Owen  
Sizemore, had a daughter Lyddia who married James Blevins and another  
daughter who married one Stamper, from whom have descended a number  
of these claimants; and that said Ned Sizemore had one daughter Cath-  
arine who married one James Hart; that said James and Catharine Hart  
had sons, Ned and George among others, and Catharine who afterwards  
married one Baldwin and subsequently one Caldwell, and Margery who  
married one Robert Hash and settled in Grayson county, Va., near the N.

U. and Va. State line and near the home of affiant; that he often saw said Ned Sizemore at the home of the said Margery Hash, his grand-daughter, and remembers to have seen him there once with a pet bear following him; and that said Ned Sizemore could speak English only very imperfectly.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of said Ned Sizemore's descendants to citizenship in the Cherokee Nation, I. T.

Given under my hand this 10th day of August, A. D. 1896.

[Signed] SAMUEL DAVIS.

Sworn to and subscribed before me this 10th day of August, A. D. 1896, and I certify that I am well acquainted with said Samuel Davis and know him to be entitled to full faith and credit and a truthful person.

[Signed] M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelie Peak for citizenship in the Cherokee Nation, I. T.

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)

In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

STATE OF NORTH CAROLINA, }  
County of Ashe } ss,

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared William Price, aged 86 years, a resident of Ashe county, State of North Carolina, whose postoffice address is Weaversford, N. C., who after being duly sworn states that he was born and raised in Ashe county, N. C., and that some sixty or seventy years ago he well knew one Ned Sizemore who was a full blood Cherokee Indian and made his home at that time on the waters of Cranberry Creek, in Ashe county, N. C.; that said Sizemore had come from the home of the Cherokee tribe in Western N. C., or Ga., some several years prior to the time affiant first knew; that he often went back to where said tribe was located after affiant first knew him but finally made his home in Ashe county, N. C., where he subsequently died; that said Sizemore had a numerous family of sons and daughters, two of whom, Owen Sizemore, a son and Catharine Sizemore, a daughter affiant well and personally knew; that said Owen Sizemore had a daughter, Lyddia who married one James Blevins, and lived in Ashe county, N. C.; that said James and Lyddia Blevins had several sons and daughters from whom have descended a number of the present claimants; that said Catharine Sizemore, a daughter of said Ned Sizemore married one James Hart, and had numerous sons and daughters among whom were Catharine who married one Baldwin and subsequently married one Caldwell, and Margery who married Robert Hash, and settled in Grayson Co., Va., near the Va., and N. C. State line, Ned Hart, who settled in Ashe county N. C., from whom have descended a number of the present claimants. Affiant further states that said Ned Sizemore had every appearance of being a full blood Indian; that he claimed to be a member of the Cherokee tribe and was so recognized by the said Cherokee tribe and members thereof; that he was recognized and treated by his neighbors and acquaintances in Ashe county, N. C., and Grayson county, Va., as a full blood Indian.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

Given under my hand this 11th day of August, A. D. 1896.

Attest  
J. H. BARTON,

[Signed]

his  
WILLIAM x PRICE.  
mark.

Sworn to and subscribed before me this 11th day of August, A. D. 1896, and I further certify that I am well acquainted with the said William Price and know him to be a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed]

M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)

In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

State of North Carolina, } ss:  
County of Ashe, }

On this 19th day of August A. D. 1896, personally appeared before the undersigned Justice of the Peace in and for the county of Ashe in the State aforesaid, Alfred Price, aged 76 years, whose postoffice address is Crumpler, Ashe county, N. C., and states that some sixty years ago he personally knew one Ned Sizemore who then lived in Ashe county, North Carolina, and who was a Cherokee Indian of the full blood, having come several years prior to that time from the Cherokee reservation and settled in Ashe county, N. C., that said Ned Sizemore had the appearance of being a full blood Indian, and was so treated and regarded by his neighbors and acquaintances; that said Sizemore died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen who was the father of Lyddia Sizemore who married James Blevins and who was the mother of James, Eli, George, Wells Blevins from whom have sprung a number of the present claimants; that Catharine was the name of a daughter of said Ned Sizemore who married one James Hart and who had several sons and daughters, Margery who married Robert Hash, George Hart who was the father of Margery Peak and Cornelie Peak and Grubb Hart; said Ned Sizemore also had other sons and daughters and said Catharine Hart was the mother of Catharine Caldwell who was the mother of Nancy Caldwell and William D. Baldwin; that said Catharine Hart was the mother also of Ned Hart, Morris Hart and others.

Affiant states these facts from his own personal knowledge and observation. Given this Aug. the 19th, 1896.

[Signed] his  
ALFRED x PRICE.  
mark

Subscribed and sworn to before me this 19th day of August, 1896, and I certify that the contents of the foregoing affidavit were fully made known to affiant before signing and swearing, and that said Alfred Price is a person of truth and credibility.

Given under my hand this day and date first above written.  
[Signed] L. HURLY, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelie Peak for citizenship in the Cherokee Nation, I. T.

Official character and genuineness of signature of Justice certified by Clerk of court under seal of court.)



In the Matter of the Claim of the Descendants of Ned Sizemore to  
Citizenship in the Cherokee Nation, I. T.:

INDIAN TERRITORY, } ss.  
Cherokee Nation. }

On this, the 2nd day of September, A. D., 1898, personally ap-  
peared before me, the undersigned Notary Public, within and for the  
Northern District of the Indian Territory. William A. Lewis, aged  
seventy-nine years, whose postoffice address is Ft. Gibson, Cherokee  
Nation, I. T., who, after being first duly sworn, deposes and says:  
That he is a Cherokee by birth and came to the Indian Territory with  
the Cherokee tribe on its migration from the east, that he was well  
acquainted with the majority of the members of said tribe who so-  
migrated as well as of those who remained in the east; that he  
was well and personally acquainted with one Ned Sizemore, in  
North Carolina, old Cherokee Nation, and knows that he was al-  
ways recognized and treated as a Cherokee Indian, and from the  
appearance of said Sizemore and his acquaintance with him, affi-  
ant knows him to have been a Cherokee Indian by blood and of  
the full blood; that he knew said Sizemore from about the year  
1822, in North Carolina, and believes that said Sizemore was en-  
rolled in the Cherokee enrollment of about that date, and again in  
the Wafford enrollment.

Affiant further states that he knew one James Hart, whom he be-  
lieves to have been so enrolled and who married Catharine, the daughter  
of said Ned Sizemore, and affiant also remembers that said Ned Size-  
more had a son by name of Owen and also another son by name of  
George. Affiant further states that said Ned Sizemore and his family,  
on the migration of the Cherokees to the Indian Territory, remained  
in North Carolina and from the best of his information he believes  
that Ned Sizemore afterwards settled, lived and died in Ashe  
County, North Carolina.

Affiant states these facts from his own personal knowledge. Af-  
fiant states that he was born and partially reared a near neighbor to  
the Sizemore and Hart families, and was familiar with them, in school  
and as playmates and associates.

Given under my hand and seal this the day and date first above  
written. *W. A. Lewis* [SEAL]

Subscribed and sworn to before me this, the 2nd day of Sept.,  
1898. *W. A. Lewis*, Notary Public.

My commission expires *Mar 7, 1900*

## Affidavit of Witness.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

Before me, the undersigned Notary Public in and for the North Indian Territory, personally appeared J. H. Barton, me duly sworn states that he is 35 years of age, in said County, and State of North Carolina, whose postoffice address is Lee St., in said County, and that he is personally acquainted with Lee St. Hash who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant Lee St. Hash is the identical person he represents himself to be in his application for citizenship in said Nation, and that he has known the said applicant for the past 14 years and knows that he is and has been recognized and treated by his neighbors, acquaintances and the public generally, as a person having Cherokee blood; and that the complexion, physical appearance, language and manners of the said applicant indicate that he is of Cherokee blood. That from above facts and circumstances and from statements made to him by the said applicant affiant states he has every reason to believe and does believe that the said applicant is of Cherokee Indian blood.

Subscribed and sworn to before me, this 3 day of September, A. D., 1896.  
J. H. Barton  
Notary Public.

My Commission expires, March 7, 1900.

#2880

No. ....

IN THE MATTER OF  
Lu A. Hark

Claim to Citizenship in Cherokee

Nation, I. T.  
Ro Surry, N. C.

Rebecca  
(Bisemore family)

Filed Sept 7/89  
Asst. Comm  
Comm

John Beedwin  
Silas Creek  
N. C.

# AFFIDAVIT OF WITNESS.

State of *North Carolina*  
County of *Ashe*

Before me, the undersigned, a Justice of the Peace in and for the County and State aforesaid, personally appeared *Samuel Davis* who after being by me duly sworn states that he is *77* years of age, and a citizen of *Gaston* County, and State of *Virginia* and that he is personally acquainted with *Lu A. Hash* who is an applicant for citizenship in the *Cherokee* Nation, I. T., and affiant further states that the said *Lu A. Hash* is the identical person he represents himself to be in his application for citizenship in said Nation, and that the said *Lu A. Hash* is a son of *John Hash* who was a son of *Mosquey Hash*, who was a daughter of *Catharine Hart*, who was a daughter of *Red Squire*, who was a *Cherokee* Indian of the full blood; and is the father of a minor child, *Ludemia Hash*

Affiant further states that he has known the said *Lu A. Hash* for the past *29* years and knows that he is and has been recognized and treated by his neighbors, acquaintances and the public generally, as a person having *Cherokee* Indian blood; and that the complexion, physical appearance, language and manners of the said *Lu A. Hash* indicate that the said *Lu A. Hash* is of Indian blood. That from the above facts and circumstances and from statements made to him by the said *Lu A. Hash* affiant states he has every reason to believe, and does believe that the said *Lu A. Hash* is of *Cherokee* Indian blood.

Affiant further states that he has no interest whatever in the prosecution of the claim of the said *Lu A. Hash* to citizenship in the *Cherokee* Nation, I. T., and that he is not related by blood or marriage to the said *Lu A. Hash*

*Samuel Davis*

Subscribed and sworn to before me this *10* day of *Aug.* A. D., *1896*, and I further certify that I am well acquainted with the said *Samuel Davis* and know him to be a person of credibility and of truth and veracity.

My commission expires on the

*10* day of *Aug.*, 189*6*

Asse Court,

I, *Poinsett Blayns*, Clerk of the Superior Court of said county, do certify that *Samuel Davis*, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of said Court, this *19* day of *August*, 189*6*.

*P. Blayns*  
Clerk Superior Court



**End**



**SERVICE AFFIDAVIT.**

INDIAN TERRITORY, } ss.  
Cherokee Nation.

I, J. N. BALDWIN, do solemnly swear that on the Fourth day September, 1896, I, in person, delivered to WM. HASTINGS, FRANK J. BOUDINOT and WM. T. HUTCHINGS, Attorneys for the Cherokee Nation, at Tahlequah, I. T., a package which contained a true copy of the application of

*Jesse M. Blevins* for Citizenship in the Cherokee Nation, Ind. Ter.,

and of the affidavits of

*Alfred Price Wm Price Samuel Davis Wm A. Lewis J N Baldwin Alfred Barker*

in support of same, the originals of which are now filed with the Honorable DAWES COMMISSION, at Vinita, Ind. Ter. That affiant has no interest in this matter.

Subscribed and sworn to before me this, the *4* day of September, 1896

*J. N. Baldwin*  
*Notary Public*

*My Commission Expires Mar 4<sup>th</sup> 1900*

Petition and Memorial  
for Cherokee Indian Citizenship  
To the Hon. Senate

Your Petitioner Jesse M. Blvin  
earnestly and respectfully represents that he  
is one Sixteenth Cherokee Indian by blood  
deriving the same from his lineal ancestor  
the late Ned Sizemore through his father  
Josiah Blvin who was a son of Daniel Blvin  
who was a son of Lydia Blvin who was a  
daughter of a woman Sizemore who was a son  
of Ned Sizemore a full blood Cherokee Indian  
Your petitioner therefore submits to your  
honorable body the above statement of  
facts as grounds for his application for  
Cherokee Indian Citizenship as aforesaid  
in the Cherokee Nation and asks for a full  
and complete investigation of his claim  
and if the same is found to be valid and  
correct as herein stated that he be allowed  
all rights and privileges and immunities of  
other Citizens of said Nation Petitioner's  
full name is Jesse M. Blvin Age 37 years  
Residence Ashe County State of North  
Carolina Post office Address Nathan's  
Creek County of Ashe State of North  
Carolina. Occupation that of a Farmer  
I am a married man and have 4 minor children  
to wit: Edgar F. age 17 years, James W. age 12 years  
Annie P. age 10 years and Eli W. age 6 years  
Attesting Witnesses } Most Respectfully Submitted  
J. B. Baldwin } Jesse M. Blvin



State of North Carolina  
County of Ashe

Personally appeared before me  
a Justice of the Peace in and  
for said County in the State aforesaid  
Jesse M. Blivins the petitioner in the above  
Petition for Cherokee Indian Citizenship in  
the Cherokee Nation Indian Territory U.S.A.  
who after being duly sworn according to  
law states that the facts set forth in his  
petition above are true as stated therein  
this the day of August - 1896  
Attesting witnesses  
J. H. Baldwin

subscribed and sworn to  
before me a Justice of the Peace as aforesaid  
on this the 19 day of August - 1896 and I  
do certify that I am personally acquainted  
with Jesse M. Blivins the said petitioner  
and know that he is a credible person and  
entitled to full faith and credit before any  
of the Courts of the State of North Carolina  
and that I have no interest directly or  
indirectly in the prosecution of his said  
Claim for Cherokee Indian Citizenship and  
am not related to him by blood or Marriage  
L. Hurley

STATE OF NORTH CAROLINA, } ss.  
ASHE COUNTY.

I, FORBES BLEVINS, Clerk of the Superior Court of said county, do certify that .....  
L. Hurley, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a  
Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts  
are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of  
said Court, this 19th day of August, 1896.

P. Blevins  
Clerk Superior Court.



In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

STATE OF NORTH CAROLINA, }  
County of Ashe } SS,

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared William Price, aged 86 years, a resident of Ashe county, State of North Carolina, whose postoffice address is Weaversford, N. C., who after being duly sworn states, that he was born and raised in Ashe county, N. C., and that some sixty or seventy years ago he well knew one Ned Sizemore who was a full blood Cherokee Indian and made his home at that time on the waters of Cranberry Creek, in Ashe county, N. C.; that said Sizemore had come from the home of the Cherokee tribe in Western N. C., or Ga., some several years prior to the time affiant first knew; that he often went back to where said tribe was located after affiant first knew him but finally made his home in Ashe county, N. C., where he subsequently died; that said Sizemore had a numerous family of sons and daughters, two of whom, Owen Sizemore, a son and Catharine Sizemore, a daughter affiant well and personally knew; that said Owen Sizemore had a daughter, Lyddia who married one James Blevins, and lived in Ashe county, N. C.; that said James and Lyddia Blevins had several sons and daughters from whom have descended a number of the present claimants; that said Catharine Sizemore, a daughter of said Ned Sizemore married one James Hart, and had numerous sons and daughters among whom were Catharine who married one Baldwin and subsequently married one Caldwell, and Margery who married Robert Hash, and settled in Grayson Co., Va., near the Va., and N. C. State line, Ned Hart, who settled in Ashe county N. C., from whom have descended a number of the present claimants. Affiant further states that said Ned Sizemore had every appearance of being a full blood Indian; that he claimed to be a member of the Cherokee tribe and was so recognized by the said Cherokee tribe and members thereof; that he was recognized and treated by his neighbors and acquaintances in Ashe county, N. C., and Grayson county, Va., as a full blood Indian.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

Given under my hand this 11th day of August, A. D. 1896.

Attest  
J. H. BARTON, his  
[Signed] WILLIAM x PRICE.  
mark.

Sworn to and subscribed before me this 11th day of August, A. D. 1896, and I further certify that I am well acquainted with the said William Price and know him to be a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed] M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)

In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

STATE OF NORTH CAROLINA, } ss,  
County of Ashe

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared Samuel Davis, who after being duly sworn, states that he is seventy-seven years of age, a resident of Grayson county, Va., whose postoffice address is Grassy Creek, Ashe county, N. C.; that he has lived in Grayson county, Va., all his life; that about sixty years ago, he well and personally knew one Ned Sizemore, who was a Cherokee Indian of the full blood then living in Ashe county, N. C.; that said Sizemore, prior to that time had come from the Cherokee tribe in western North Carolina, or Georgia; that said Sizemore had the appearance of a full blood Indian and was so treated and recognized by his neighbors and acquaintances; that he made frequent visits to the home of said tribe after affiant first knew him; that he died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen Sizemore, had a daughter Lyddia who married James Blevins and another daughter who married one Stamper, from whom have descended a number of these claimants; and that said Ned Sizemore had one daughter Catharine who married one James Hart; that said James and Catharine Hart had sons, Ned and George among others, and Catharine who afterwards married one Baldwin and subsequently one Caldwell, and Margery who married one Robert Hash and settled in Grayson county, Va., near the N.



In the Matter of the Claim of the Descendants of Ned Sizemore to  
Citizenship in the Cherokee Nation, I. T.:  
INDIAN TERRITORY, } ss.  
Cherokee Nation.

On this, the 2nd day of September, A. D., 1896, personally ap-  
peared before me, the undersigned Notary Public, within and for the  
Northern District of the Indian Territory, William A. Lewis, aged  
seventy-nine years, whose postoffice address is Ft. Gibson, Cherokee  
Nation, I. T., who, after being first duly sworn, deposes and says:  
That he is a Cherokee by birth and came to the Indian Territory with  
the Cherokee tribe on its migration from the east, that he was well  
acquainted with the majority of the members of said tribe who so  
migrated as well as of those who remained in the east; that he  
was well and personally acquainted with one Ned Sizemore, in  
North Carolina, old Cherokee Nation, and knows that he was al-  
ways recognized and treated as a Cherokee Indian, and that he  
appears to have been a Cherokee Indian by blood and of  
the full blood; that he knew said Sizemore from about the year  
1822, in North Carolina, and believes that said Sizemore was en-  
rolled in the Cherokee enrollment of about that date, and again in  
the Wafford enrollment.

Affiant further states that he knew one James Hart, whom he be-  
lieves to have been so enrolled and who married Catharine, the daughter  
of said Ned Sizemore, and affiant also remembers that said Ned Size-  
more had a son by name of Owen and also another son by name of  
George. Affiant further states that said Ned Sizemore and his family,  
on the migration of the Cherokees to the Indian Territory, remained  
in North Carolina and from the best of his information he believes  
that said Ned Sizemore afterwards settled, lived and died in Ashe  
County, North Carolina.

Affiant states these facts from his own personal knowledge. Af-  
fiant states that he was born and partially reared a near neighbor to  
the Sizemore and Hart families, and was familiar with them, in school  
and as playmates and associates.

Given under my hand and seal this the day and date first above  
written. *W. A. Lewis* [SEAL]

Subscribed and sworn to before me this, the 2nd day of Sept.,  
1896. *W. A. Lewis* Notary Public.

My commission expires *Mar 7 1900* 189...

## Affidavit of Witness.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

Before me, the undersigned Notary Public in and for the Northern District of the Indian Territory, personally appeared J. H. Bullman, who after being by me duly sworn states that he is 36 years of age, and a resident of Ashe County, and State of North Carolina, whose postoffice address is Ashe in said County, and that he is personally acquainted with J. H. Bullman is an applicant for citizenship in the Cherokee Nation, I. T., and affiant J. H. Bullman is the identical person he is to be in his application for citizenship in said Nation, and that he has known the said applicant for the past 10 years and knows that he is and has been recognized and treated by his neighbors, acquaintances and the public generally, as a person having Cherokee blood; and that the complexion, physical appearance, language and manners of the said applicant indicate that he is of Cherokee blood. That from above facts and circumstances and from statements made to him by the said applicant affiant states he has every reason to believe and does believe that the said applicant is of Cherokee Indian blood.

Subscribed and sworn to before me, this 10 day of September, A. D., 1896.

J. H. Bullman, Notary Public.  
My Commission expires, March 7, 1900.

#2879

re: *McKinnon*  
*claimant*  
*John McKinnon*  
*Indiantown*

Po  
Nethans Creek,  
N.C.

Reflected

(Dizionario family)

Filed Sept 7/896

A.S. McKinnon

Court  
John Baldern

Silas Creek

MC

My Commission expires on the 1st day of  
August 1899

1899

Affidavit of Witness

State of North Carolina  
County of Ashe

Before me the undersigned a Justice of the Peace in and for the County and State aforesaid personally appeared ~~Jesse M. Blevins~~ Alfred Barker who after being by me duly sworn states that he is 80 years of age, and a Citizen of Ashe County and State of North Carolina and that he is personally acquainted with Jesse M. Blevins who is an applicant for Citizenship in the Cherokee Nation I.T. and Affiant further states that the said Jesse M. Blevins is the identical person he represents himself to be in his application for Citizenship in said Nation and that the said Jesse M. Blevins is a son of Wesley Blevins who was a son of Daniel Blevins who was a son of Lydia Blevins who was a daughter of Owen Sizemore who was a son of Ned Sizemore a full blood Cherokee Indian Affiant further states that he has known the said Jesse M. Blevins for the past 5 years and knows that he is and has been recognized and treated by his neighbors acquaintances and the public generally as a person having Cherokee Indian blood and that the complexion physical appearance language and manners of the said. Ancestors



indicate that the said Jesse M. Blevins is of Indian blood that from the above facts and circumstances and from statements made to him by the said Jesse M. Blevins said affiant states he has every reason to believe and does believe that the said Jesse M. Blevins is of Cherokee Indian blood. Affiant further states that he has no interest whatever in the prosecution of the claim of the said Jesse M. Blevins to citizenship in the Cherokee Nation, D.T. and that he is not related by blood or marriage to the said Jesse M. Blevins that he is of white and Cherokee descent.

Alfred Barker

Subscribed and sworn to before me this 14 day of August A.D. 1896 and I further certify that I am well acquainted with the said Alfred Barker and know him to be a person of credibility and of truth and veracity.

J. M. Crimsley J.P.

STATE OF NORTH CAROLINA, }  
Ashe County.

I, POINDEXTER BLEVINS, Clerk of the Superior Court of said county, do certify that J. M. Crimsley, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of said Court, this 19th day of August 1896.

P. Blevins  
Clerk Superior Court.

indicate that the said Jesse M. Blinn is of Indian blood that from the above facts and circumstances and from statements made to him by the said Jesse M. Blinn said affiant states he has every reason to believe and does believe that the said Jesse M. Blinn is of Cherokee Indian blood. Affiant further states that he has no interest whatever in the prosecution of the claim of the said Jesse M. Blinn to citizenship in the Cherokee Nation, D.T. and that he is not related by blood or marriage to the said Jesse M. Blinn. That he is of white and Cherokee descent.

Alfred Barker

Dec 10 1898

#2879

My Commission Expires on the 1st day of August 1898

Respectfully,  
Jesse M. Blinn  
to the Cherokee Nation  
D.T.

P. A. Nettles Creek  
N.C.

Reflected  
(Bogus family)

Filed Sept 7/88

A. S. McKenna

Comptroller

John Barrow

Silas Cross

M.C.

6131-772

Nation's No. 142d

Commission's No. ....

In re Application of

*Lewis M. Blasing*

**Demurrer and Answer.**

FILED SEPT. 20 1891 \*

A. S. McKENNON

COM'R

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of  
*Cecilia M. Perkins*

Nation's No. ....

Commission's No. ....

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the  
said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy,  
and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant *is*  
entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said appli-  
cation, says that *Red Fox*

..... through whom the petitioner.....claim to derive *his* right  
to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since  
the removal of said Nation, west to the Indian Territory as at present located and defined; that his name  
does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now  
reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *Hutchings, Hastings & Brundage* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the  
matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the *12th* day of *Sept.* 1896.

*John L. Adair*  
*D. J. Ball*  
NOTARY PUBLIC.



**End**



SERVICE AFFIDAVIT.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

I, J. N. BALDWIN, do solemnly swear that on the Fourth day September, 1896, I, in person, delivered to WM. HASTINGS, FRANK J. BOUDINOT and WM. T. HUTCHINGS, Attorneys for the Cherokee Nation, at Tahlequah, I. T., a package which contained a true copy of the application of

*John M. Kelly*

for Citizenship in the Cherokee Nation, Ind. Ter.,

and of the affidavits of

*himself, Samuel Davis, Alfred Price  
Tom Price, Wm. A. Lewis, J. H. Barton*

in support of same, the originals of which are now filed with the Honorable DAWES COMMISSION, at Vinita, Ind. Ter. That affiant has no interest in this matter.

Subscribed and sworn to before me this, the *7* day of September, 1896.

*J. N. Baldwin*  
*W. H. Davis* Notary Public

*My Commission Expires Mar 7<sup>th</sup> 1900*

Clarke  
John M. Kelly  
to J. Clarin  
Cherokee Indian Citizenship



PETITION AND MEMORIAL.  
FOR CHEROKEE INDIAN CITIZENSHIP.

TO The Hon. Dawes Commission.

Your petitioner, John M. Kelly, earnestly and respectfully represents that he is one  
thirty-second Cherokee Indian by blood, deriving the same from his lineal ancestor, the late  
Ned Sizemore through his mother Margery Phipps, who was a  
daughter of Sallie Hask, who was a daughter of Robert and Margery Hask,  
the latter of whom was a daughter of James & Catharine Hart, the latter of whom  
was a daughter of said Ned Sizemore, a full blooded Cherokee  
Indian.

Your petitioner therefore submits to your honorable body the above statement of facts as grounds for his  
application for Cherokee Indian citizenship as aforesaid in the Cherokee Nation and asks for a full and com-  
plete investigation of his claim and if the same is found to be valid and correct as herein stated, that he be  
allowed all the rights, privileges and immunities of other citizens of said Nation.

Petitioner's full name is John Morgan Kelly, age thirty-one years.  
residence Ashe Co., in the State of N. C., postoffice address Weathersford  
County of Ashe, State of North Carolina, occupation that of a farmer,

a married man and the father of the following named children, Wm. F.  
Kelly, aged 18 years; Rosa E. Kelly, aged 7 years; Fay C. Kelly, aged 6 years;  
Emmett E. Kelly, aged 1 year.

Attesting witnesses,

J. H. Barton [SEAL]  
A. C. [SEAL]  
State of North Carolina } ss.  
County of Ashe }

Most Respectfully Submitted,

John M. Kelly [SEAL]  
mark

Personally appeared before me, M. C. Hask, a Justice of the Peace  
in and for said county in the State aforesaid, John M. Kelly, the petitioner in the above  
petition for Cherokee Indian citizenship in the Cherokee Nation, Indian Territory, U. S. A., who after being  
duly sworn according to law states that the facts set forth in his said petition above are true as stated  
therein, this the 13th day of July 1896.

Attesting witnesses,

J. H. Barton [SEAL]  
A. C. [SEAL]

John M. Kelly [SEAL]  
mark

PETITION AND MEMORIAL.

FOR CHEROKEE INDIAN CITIZENSHIP.

TO The Hon. Dawes Commission.

Your petitioner, John M. Kelly, earnestly and respectfully represents that he is one thirty-second Cherokee Indian by blood, deriving the same from his lineal ancestor, the late Ned Sizemore through his mother Margery Shipp, who was a daughter of Sally Hark, who was a daughter of Robert and Margery Hark, the latter of whom was a daughter of James & Catharine Hart, the latter of whom was a daughter of said Ned Sizemore, a full blooded Cherokee Indian.

Your petitioner therefore submits to your honorable body the above statement of facts as grounds for his application for Cherokee Indian citizenship as aforesaid in the Cherokee Nation and asks for a full and complete investigation of his claim and if the same is found to be valid and correct as herein stated, that he be allowed all the rights, privileges and immunities of other citizens of said Nation.

Petitioner's full name is John Morgan Kelly, age thirty-one years, residence Ashe Co., in the State of N. C., postoffice address Wearsboro, County of Ashe, State of North Carolina, occupation that of a farmer,

a married man and the father of the following named children, Wm. F. Kelly, aged 10 years; Rosa E. Kelly, aged 7 years; Fay C. Kelly, aged 6 years; Emmet E. Kelly, aged 1 year.

Attesting witnesses,

J. H. Baxton [SEAL]  
A. L. Baxton [SEAL]  
State of North Carolina } ss.  
County of Ashe }

Most Respectfully Submitted,

John M. Kelly [SEAL]  
mark

Personally appeared before me, M. C. Hark, a Justice of the Peace in and for said county in the State aforesaid, John M. Kelly, the petitioner in the above petition for Cherokee Indian citizenship in the Cherokee Nation, Indian Territory, U. S. A., who after being duly sworn according to law states that the facts set forth in his said petition above are true as stated therein, this the 13th day of July 1896.

Attesting witnesses,

J. H. Baxton [SEAL]  
A. L. Baxton [SEAL]

John M. Kelly [SEAL]  
mark

Subscribed and sworn to before me, a Justice of the Peace, as aforesaid, on this 13th day of July 1896, and I do certify that I am personally acquainted with John M. Kelly the said petitioner, and know that he is a credible person and entitled to full faith and credit before any of the Courts of the State of North Carolina and that I have no interest directly or indirectly in the prosecution of his said claim for Cherokee Indian citizenship and am not related to him by blood or marriage.

M. C. Hark J.P.

STATE OF NORTH CAROLINA, } ss.  
ASHE COUNTY.

I, POINDEXTER BLEVINS, Clerk of the Superior Court of said county, do certify that M. C. Hark, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of said Court, this 19th day of August, 1896.

P. Blevins  
Clerk Superior Court.

GENERAL AFFIDAVIT.

IN THE MATTER OF CLAIM.

of John M. Kelly..... To Cherokee Indian Citizenship.

AFFIDAVIT OF Claimant

State of North Carolina  
County of Ashe.....

On this, the 13<sup>th</sup> day of July A. D., 1896, personally before me, M. C. Nash

, a Justice of the Peace in and for the county aforesaid, duly authorized to administer

oaths, appeared John M. Kelly, aged 31 years, a resident of Ashe

County, and State of North Carolina, whose postoffice is Weaueuford who after

being duly sworn according to law, says that he is one truly - second Indian by blood and

a claimant for Cherokee Indian citizenship. Affiant further says on oath that he denies his Cherokee Indian blood from his ancestor the late Ned Sizermon as set out in his Petition and Memorial

and is a direct lineal descendant of the Sizermon family, whose name he believes appears upon the census rolls, that were taken by the United States government, by blood, of the Cherokee tribe of Indians. Affiant further says that he believes the said Sizermon family to be of Cherokee Indian blood, and were members of the Cherokee tribe of Indians.

Affiant further says he has been taught and has heard from his earliest youth that he is a descendant of a Cherokee Indian family and that affiant has been recognized and treated by his neighbors and the public generally as a person of Cherokee Indian blood and that from his complexion and physical appearance he has every reason to believe and does believe that he is of Cherokee Indian blood and is an admixture of white and Cherokee and at least one  $\frac{1}{32}$  Indian by blood.

Affiant further says the above statements are true to the best of his knowledge and belief.

J. H. Barton

St. L. P. Nash

Subscribed and sworn to before me, this 13<sup>th</sup> day of July A. D., 1896, and I further certify that the foregoing affidavit was read to affiant in my presence. That said affiant is to me personally known (or has been satisfactorily identified before me) and I verily believe him to be a credible person.

M. C. Nash J. P.



In the matter of the claim of the descend-  
ants of Ned Sizemore to citizenship in the  
Cherokee Nation, I. T.

STATE OF NORTH CAROLINA, } ss,  
County of Ashe

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared Samuel Davis, who after being duly sworn, states that he is seventy-seven years of age, a resident of Grayson county, Va., whose postoffice address is Grassay Creek, Ashe county, N. C.; that he has lived in Grayson county, Va., all his life; that about sixty years ago, he well and personally knew one Ned Sizemore, who was a Cherokee Indian of the full blood then living in Ashe county, N. C.; that said Sizemore, prior to that time had come from the Cherokee tribe in western North Carolina, or Georgia; that said Sizemore had the appearance of a full blood Indian and was so treated and recognized by his neighbors and acquaintances; that he made frequent visits to the home of said tribe after affiant first knew him; that he died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen Sizemore, had a daughter Lyddia who married James Blevins and another daughter who married one Stamper, from whom have descended a number of these claimants; and that said Ned Sizemore had one daughter Catharine who married one James Hart; that said James and Catharine Hart had sons, Ned and George among others, and Catharine who afterwards married one Baldwin and subsequently one Caldwell, and Margery who married one Robert Hash and settled in Grayson county, Va., near the N.



In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

State of North Carolina, } ss:  
County of Ashe, }

On this 19th day of August A. D. 1896, personally appeared before the undersigned Justice of the Peace in and for the county of Ashe in the State aforesaid, Alfred Price, aged 76 years, whose postoffice address is Crumpler, Ashe county, N. C., and states that some sixty years ago he personally knew one Ned Sizemore who then lived in Ashe county, North Carolina, and who was a Cherokee Indian of the full blood, having come several years prior to that time from the Cherokee reservation and settled in Ashe county, N. C., that said Ned Sizemore had the appearance of being a full blood Indian, and was so treated and regarded by his neighbors and acquaintances; that said Sizemore died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen who was the father of Lyddia Sizemore who married James Blevins and who was the mother of James, Eli, George, Wells Blevins from whom have sprung a number of the present claimants; that Catharine was the name of a daughter of said Ned Sizemore who married one James Hart and who had several sons and daughters, Margery who married Robert Hash, George Hart who was the father of Margery Peak and Cornelia Peak and Grubb Hart; said Ned Sizemore also had other sons and daughters and said Catharine Hart was the mother of Catharine Caldwell who was the mother of Nancy Caldwell and William D. Baldwin; that said Catharine Hart was the mother also of Ned Hart, Morris Hart and others.

Affiant states these facts from his own personal knowledge and observation. Given this Aug. the 19th, 1896.

[Signed] his  
ALFRED x PRICE.  
mark.

Subscribed and sworn to before me this 19th day of August, 1896, and I certify that the contents of the foregoing affidavit were fully made known to affiant before signing and swearing, and that said Alfred Price is a person of truth and credibility.

Given under my hand this day and date first above written.  
[Signed] L. HURLY, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.

Official character and genuineness of signature of Justice certified by Clerk of court under seal of court.)

In the matter of the claim of the descend-  
ants of Ned Sizemore to citizenship in the  
Cherokee Nation, I. T.

STATE OF NORTH CAROLINA, } ss,  
County of Ashe

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared William Price, aged 56 years, a resident of Ashe county, State of North Carolina, whose postoffice address is Waverlyford, N. C., who after being duly sworn states that he was born and raised in Ashe county, N. C., and that some sixty or seventy years ago he well knew one Ned Sizemore, who was a full blood Cherokee Indian and made his home at that time on the waters of Cranberry Creek, in Ashe county, N. C.; that said Sizemore had come from the home of the Cherokee tribe in Western N. C., or Ga., some several years prior to the time affiant first knew; that he often went back to where said tribe was located after affiant first knew him but finally made his home in Ashe county, N. C., where he subsequently died; that said Sizemore had a numerous family of sons and daughters, two of whom, Owen Sizemore, a son and Catharine Sizemore, a daughter, affiant well and personally knew; that said Owen Sizemore had a daughter, Lyddia who married one James Blevins, and lived in Ashe county, N. C.; that said James and Lyddia Blevins had several sons and daughters from whom have descended a number of the present claimants; that said Catharine Sizemore, a daughter of said Ned Sizemore married one James Hart, and had numerous sons and daughters among whom were Catharine who married one Baldwin and subsequently married one Caldwell, and Margery who married Robert Hash, and settled in Grayson Co., Va., near the Va., and N. C. State line, Ned Hart, who settled in Ashe county N. C., from whom have descended a number of the present claimants. Affiant further states that said Ned Sizemore had every appearance of being a full blood Indian; that he claimed to be a member of the Cherokee tribe and was so recognized by the said Cherokee tribe and members thereof; that he was recognized and treated by his neighbors and acquaintances in Ashe county, N. C., and Grayson county, Va., as a full blood Indian.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

Given under my hand this 11th day of August, A. D. 1896.

Attest  
J. H. BARTON, his  
WILLIAM x PRICE,  
mark.

Sworn to and subscribed before me this 11th day of August, A. D. 1896, and I further certify that I am well acquainted with the said William Price and know him to be a person of truth and credibility.

Given under my hand this day and date first above written,

[Signed] M. C. HASH, J. P.  
(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelie Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by  
(Clerk of Court under seal of Court.)

In the Matter of the Claim of the Descendants of Ned Sizemore to  
Citizenship in the Cherokee Nation, I. T.:

INDIAN TERRITORY, } ss.  
Cherokee Nation.

On this, the 2nd day of September, A. D., 1896, personally ap-  
peared before me, the undersigned Notary Public, within and for the  
Northern District of the Indian Territory: William A. Lewis, aged  
seventy-nine years, whose postoffice address is Ft. Gibson, Cherokee  
Nation, I. T., who, after being first duly sworn, deposes and says:  
That he is a Cherokee by birth and came to the Indian Territory with  
the Cherokee tribe on its migration from the east, that he was well  
acquainted with the majority of the members of said tribe who so  
migrated as well as of those who remained in the east; that he  
was well and personally acquainted with one Ned Sizemore, in  
North Carolina, old Cherokee Nation, and knows that he was al-  
ways recognized and treated as a Cherokee Indian, and from the  
appearance of said Sizemore and his acquaintance with him, affi-  
ant knows him to have been a Cherokee Indian by blood and of  
the full blood; that he knew said Sizemore from about the year  
1822, in North Carolina, and believes that said Sizemore was en-  
rolled in the Cherokee enrollment of about that date, and again in  
the Wafford enrollment.

Affiant further states that he knew one James Hart, whom he be-  
lieves to have been so enrolled and who married Catharine, the daughter  
of said Ned Sizemore, and affiant also remembers that said Ned Size-  
more had a son by name of Owen and also another son by name of  
George. Affiant further states that said Ned Sizemore and his family,  
on the migration of the Cherokees to the Indian Territory, remained  
in North Carolina and from the best of his information he believes  
that said Ned Sizemore afterwards settled, lived and died in Ashe  
County, North Carolina.

Affiant states these facts from his own personal knowledge. Af-  
fiant states that he was born and partially reared a near neighbor to  
the Sizemore and Hart families, and was familiar with them, in school  
and as playmates and associates.

Given under my hand and seal this the day and date first above  
written, *W. A. Lewis* [SEAL]

Subscribed and sworn to before me this, the 2nd day of Sept.,  
1896. *W. A. Lewis*, Notary Public.

My commission expires *Mar 7 1900*

## Affidavit of Witness.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

Before me, the undersigned Notary Public in and for the Northern District of the Indian Territory, personally appeared J. H. Barton, who after being by me duly sworn states that he is 55 years of age, and a resident of Ashe County, and State of North Carolina, whose postoffice address is Waverly in said County, and that he is personally acquainted with John M. Kelley, who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant further states that the said John M. Kelley is the identical person he represents himself to be in his application for citizenship in said Nation, and that he has known the said applicant for the past 14 years and knows that he is and has been recognized and treated by his neighbors, acquaintances and the public generally, as a person having Cherokee blood; and that the complexion, physical appearance, language and manners of the said applicant indicate that he is of Cherokee blood. That from above facts and circumstances and from statements made to him by the said applicant affiant states he has every reason to believe and does believe that the said applicant is of Cherokee Indian blood.

Subscribed and sworn to before me, this 14 day of September, A. D., 1896.  
J. H. Barton, Notary Public.

My Commission expires, March 7, 1900.



*A 2878*

No. ....

IN THE MATTER OF

*John M. Kelly*

Claim to Citizenship in *Illinois*

Nation, I. T.

*Co. Weonesport, N.C.*

*Reflected*  
(Signature family)

*Filed Sept 7/896*

*A.S. McKinnon*  
*Comm*

*John Baldwin*  
*Silas Creek NC*

# AFFIDAVIT OF WITNESS.

STATE OF North Carolina } ss.  
COUNTY OF John

Before me, the undersigned, a Justice of the Peace in and for the County and State  
foresaid, personally appeared Samuel Davis, who after being by me duly sworn states  
that he is 77 years of age, and a citizen of Waynes County, and State of Virginia  
and that he is personally acquainted with John M. Kelley, who is an applicant for citizenship  
in the Cherokee Nation, I. T., and affiant further states that the said John M. Kelley  
is the identical person he represents himself to be in his application for citizenship in said Nation, and  
that the said John M. Kelley is a son of Margery Phipps  
who is a daughter of Ballie Hark who is  
a daughter of Margery Hark who was a daugh-  
ter of Catharine Hart who was a daughter of  
Red Simpson who was a Cherokee Indian  
of the full blood; and is the father of the fol-  
lowing named minor children: William H.  
Kelley; Rosa C. Kelley; Froy C. Kelley, and  
Burnet C. Kelley.

Affiant further states that he has known the said John M. Kelley for the past 30 years  
and knows that he is and has been recognized and treated by his neighbors, acquaintances and the public  
generally, as a person having Cherokee Indian blood; and that the complexion, physical appearance,  
language and manners of the said John M. Kelley, indicate that the said John M. Kelley  
is of Indian blood. That from the above facts and circumstances and from statements made to him by the said  
John M. Kelley, affiant states he has every reason to believe and does believe that the said  
John M. Kelley is of Cherokee Indian blood.

Affiant further states that he has no interest whatever in the prosecution of the claim of the said  
John M. Kelley to citizenship in the Cherokee Nation, I. T., and that he is not  
related by blood or marriage to the said John M. Kelley.

Attest,

Samuel Davis

Subscribed and sworn to before me, this 11 day of Aug. A. D. 1896 and I further certify  
that I am well acquainted with the said Samuel Davis and know him to be a person  
of credibility and of truth and veracity.

John H. Hark, J. P.

STATE OF NORTH CAROLINA, } ss.  
ASHE COUNTY.

I, POINDEXTER BLEVINS, Clerk of the Superior Court of said county, do certify that 11 day of Aug.  
Hark, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a  
Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts  
are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of  
said Court, this 12 day of August 1896.

P. D. Blevins  
Clerk Superior Court.

773  
Nation's No. 1760  
Commission's No. ....  
In re Application of  
*John M. Kelley*  
Demurrer and Answer  
FILED SEPT. 21 1890  
A. S. MCKENNON  
COM'R

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of

Nation's No. ....

Commission's No. ....

*John M. Kelly*  
for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the  
said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy,  
and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant *is*  
entitled to citizenship.

Respondent not waiving ~~the~~ *his* ~~demurrer~~ *objection*, but insisting upon the same for answer to said appli-  
cation, says that

..... through whom the petitioner ..... claims to derive *his* right  
to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since  
the removal of said Nation, west to the Indian Territory as at present located and defined; that his name  
does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now  
reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *Hastings H. Hastings & Bondine* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the  
matters contained in the foregoing answer are true to the best of his knowledge and belief.

Subscribed and sworn to before me this, *17th* day of *Sept.* 1896.

*D. J. Ball*

NOTARY PUBLIC.



**End**

724

SERVICE AFFIDAVIT.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

I, J. N. BALDWIN, do solemnly swear that on the Fourth day September, 1896, I, in person, delivered to WM. HASTINGS, FRANK J. BOUDINOT and WM. T. HUTCHINGS, Attorneys for the Cherokee Nation, at Tahlequah, I. T., a package which contained a true copy of the application of

*Cora E. Phipps* for Citizenship in the Cherokee Nation, Ind. Ter.,

and of the affidavits of *Alfred Price Wm Price Samuel Davis Wm a Lewis J. N. Baldwin David Price*

in support of same, the originals of which are now filed with the Honorable DAWES COMMISSION, at Vinita, Ind. Ter. That affiant has no interest in the matter.

Subscribed and sworn to before me this, the *7* day of September, 1896.

*J. N. Baldwin*  
*Notary Public*

*My Commission Expires Mar 7<sup>th</sup> 1900*

Petition and memorial for  
Cherokee Indian citizenship

To the Hon. James Cowan  
your petitioner Cora E. Phipps  
earnestly and respectfully repre-  
sents that it is proven she is  
one thirty second Cherokee in-  
dian by blood deriving the same  
from her lineal ancestor the  
late Ned Sidemore through  
her Father B. F. Phipps Dec  
who was a son of Mary Ann  
Phipps who was a daughter of  
of Margary Hask who was a  
daughter of Catherine Hart  
who was a daughter of Ned  
Sidemore a full blood Cher-  
okee Indian. Your petitioner  
therefore submits to your hon-  
orable body the above statement  
of facts as grounds for her  
application for Cherokee Indian  
citizenship as afore said in the  
Cherokee Nation and asks  
for full and complete inves-  
tigation of her claim and if



the same is found to be valid  
and correct as herein stated that  
she be allowed all the rights  
privileges and immunities  
of other citizens of said Nation  
Petitioner's full name is Cora E  
Phipps age 26 years residence  
Ashe County in the State of North  
Carolina Post office Address  
Blevins County of Ashe and State  
of North Carolina occupation  
that of a housewifery I am  
Single. Most respectfully  
Submitted

Cora E. Phipps  
mark

Attesting witnesses

J. M. Under  
C. L. Blevins

State of North Carolina }  
County of Ashe } ss

Personally  
appeared before me M. M. Blevins  
a Justice of the Peace in and  
for said County in the State  
above said Cora E. Phipps  
the Petitioner in the above

petition for Cherokee Indian citizenship in the Cherokee Nation I. S. M. S. A who after being duly sworn according to law States that the facts set forth in her said application above are true as stated therein This 19<sup>th</sup> day of Aug 1896

Bora E. Phipps

Attesting witnesses

J. W. Hudler

E. L. Blewins

Subscribed and sworn to before me a Justice of the Peace as above said on this 19<sup>th</sup> day of Aug 1896 and I do certify that I am well and personally acquainted <sup>with</sup> the said Bora E. Phipps the said petitioner and know that she is a credible person and entitled to full faith and credit before any of the courts of the State of North Carolina and that I have no interest directly or indirectly in the prosecution of her said <sup>claim</sup> for Cherokee Indian citizenship and am not related to her by blood or marriage

M. M. Blewins, J. P.

In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T,

State of North Carolina, } ss:  
County of Ashe,

On this 19th, day of August A. D. 1896, personally appeared before the undersigned Justice of the Peace in and for the county of Ashe in the State aforesaid, Alfred Price, aged 76 years, whose postoffice address is Crumpler, Ashe county, N. C., and states that some sixty years ago he personally knew one Ned Sizemore who then lived in Ashe county, North Carolina, and who was a Cherokee Indian of the full blood, having come several years prior to that time from the Cherokee reservation and settled in Ashe county, N. C., that said Ned Sizemore had the appearance of being a full blood Indian, and was so treated and regarded by his neighbors and acquaintances; that said Sizemore died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen who was the father of Lyddia Sizemore who married James Blevins and who was the mother of James, Eli, George, Wells Blevins from whom have sprung a number of the present claimants; that Catharine was the name of a daughter of said Ned Sizemore who married one James Hart and who had several sons and daughters, Margery who married Robert Hash, George Hart who was the father of Margery Peak and Cornelia Peak and Grubb Hart; said Ned Sizemore also had other sons and daughters and said Catharine Hart was the mother of Catharine Caldwell who was the mother of Nancy Caldwell and William D. Baldwin; that said Catharine Hart was the mother also of Ned Hart, Morris Hart and others.

Affiant states these facts from his own personal knowledge and observation. Given this Aug. the 19th, 1896.

[Signed] his  
ALFRED x PRICE.  
mark.

Subscribed and sworn to before me this 19th day of August, 1896; and I certify that the contents of the foregoing affidavit were fully made known to affiant before signing and swearing, and that said Alfred Price is a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed] L. HURLY, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.

Official character and genuineness of signature of Justice certified by Clerk of court under seal of court.)

In the matter of the claim of the descend-  
ants of Ned Sizemore to citizenship in the  
Cherokee Nation, I. T.

STATE OF NORTH CAROLINA, }  
County of Ashe } SS,

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared William Price, aged 86 years, a resident of Ashe county, State of North Carolina, whose postoffice address is Weaversford, N. C., who after being duly sworn states that he was born and raised in Ashe county, N. C., and that some sixty or seventy years ago he well knew one Ned Sizemore who was a full blood Cherokee Indian and made his home at that time on the waters of Cranberry Creek, in Ashe county, N. C.; that said Sizemore had come from the home of the Cherokee tribe in Western N. C., or Ga., some several years prior to the time affiant first knew; that he often went back to where said tribe was located after affiant first knew him but finally made his home in Ashe county, N. C., where he subsequently died; that said Sizemore had a numerous family of sons and daughters, two of whom, Owen Sizemore, a son and Catharine Sizemore, a daughter affiant well and personally knew; that said Owen Sizemore had a daughter, Lyddia who married one James Blevins, and lived in Ashe county, N. C.; that said James and Lyddia Blevins had several sons and daughters from whom have descended a number of the present claimants; that said Catharine Sizemore, a daughter of said Ned Sizemore married one James Hart, and had numerous sons and daughters among whom were Catharine who married one Baldwin and subsequently married one Caldwell, and Margery who married Robert Hash, and settled in Grayson Co., Va., near the Va., and N. C. State line, Ned Hart, who settled in Ashe county N. C., from whom have descended a number of the present claimants. Affiant further states that said Ned Sizemore had every appearance of being a full blood Indian; that he claimed to be a member of the Cherokee tribe and was so recognized by the said Cherokee tribe and members thereof; that he was recognized and treated by his neighbors and acquaintances in Ashe county, N. C., and Grayson county, Va., as a full blood Indian.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

Given under my hand this 11th day of August, A. D. 1896.

Attest J. H. BARTON, [Signed] WILLIAM X PRICE.  
his mark.

Sworn to and subscribed before me this 11th day of August, A. D. 1896, and I further certify that I am well acquainted with the said William Price and know him to be a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed] M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)



In the matter of the claim of the descend-  
ants of Ned Sizemore to citizenship in the  
Cherokee Nation, I. T.

STATE OF NORTH CAROLINA, } ss,  
County of Ashe

Before me, the undersigned Justice of the Peace, in and for the coun-  
ty of Ashe, in the State aforesaid, personally appeared Samuel Davis, who  
after being duly sworn, states that he is seventy-seven years of age, a resi-  
dent of Grayson county, Va., whose postoffice address is Grassy Creek,  
Ashe county, N. C.; that he has lived in Grayson county, Va., all his life;  
that about sixty years ago, he well and personally knew one Ned Sizemore,  
who was a Cherokee Indian of the full blood then living in Ashe county,  
county, N. C.; that said Sizemore, prior to that time had come from the  
Cherokee tribe in western North Carolina, or Georgia; that said Sizemore  
had the appearance of a full blood Indian and was so treated and recogniz-  
ed by his neighbors and acquaintances; that he made frequent visits to the  
home of said tribe after affiant first knew him; that he died in Ashe coun-  
ty, N. C., and had a numerous family of sons and daughters, one son Owen  
Sizemore, had a daughter Lyddia who married James Blevins and another  
daughter who married one Stamper, from whom have descended a number  
of these claimants; and that said Ned Sizemore had one daughter Cath-  
arine who married one James Hart; that said James and Catharine Hart  
had sons, Ned and George among others, and Catharine who afterwards  
married one Baldwin and subsequently one Caldwell, and Margery who  
married one Robert Hash and settled in Grayson county, Va., near the N.

C., and Va. State line and near the home of affiant; that he often saw said Ned Sizemore at the home of the said Margery Hash, his grand-daughter, and remembers to have seen him there once with a pet bear following him; and that said Ned Sizemore could speak English only very imperfectly.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of said Ned Sizemore's descendants to citizenship in the Cherokee Nation, I. T.

Given under my hand this 10th day of August, A. D. 1896.

[Signed] SAMUEL DAVIS.

Sworn to and subscribed before me this 10th day of August, A. D. 1896, and I certify that I am well acquainted with said Samuel Davis and know him to be entitled to full faith and credit and a truthful person.

[Signed] M. O. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)

In the Matter of the Claim of the Descendants of Ned Sizemore to  
Citizenship in the Cherokee Nation, I. T.:

INDIAN TERRITORY, } ss.  
Cherokee Nation. }

On this, the 2nd day of September, A. D., 1896, personally appeared before me, the undersigned Notary Public, within and for the Northern District of the Indian Territory, William A. Lewis, aged seventy-nine years, whose postoffice address is Ft. Gibson, Cherokee Nation, I. T., who, after being first duly sworn, deposes and says: That he is a Cherokee by birth and came to the Indian Territory with the Cherokee tribe on its migration from the east, that he was well acquainted with the majority of the members of said tribe who so migrated as well as of those who remained in the east; that he was well and personally acquainted with one Ned Sizemore, in North Carolina, old Cherokee Nation, and knows that he was always recognized and treated as a Cherokee Indian, and from the appearance of said Sizemore and his acquaintance with him, affiant knows him to have been a Cherokee Indian by blood and of the full blood; that he knew said Sizemore from about the year 1822, in North Carolina, and believes that said Sizemore was enrolled in the Cherokee enrollment of about that date, and again in the Wafford enrollment.

Affiant further states that he knew one James Hart, whom he believes to have been so enrolled and who married Catharine, the daughter of said Ned Sizemore, and affiant also remembers that said Ned Sizemore had a son by name of Owen and also another son by name of George. Affiant further states that said Ned Sizemore and his family, on the migration of the Cherokees to the Indian Territory, remained in North Carolina and from the best of his information he believes that said Ned Sizemore afterwards settled, lived and died in Ashe County, North Carolina.

Affiant states these facts from his own personal knowledge. Affiant states that he was born and partially reared a near neighbor to the Sizemore and Hart families, and was familiar with them, in school and as playmates and associates.

Given under my hand and seal this the day and date first above written.

Subscribed and sworn to before me this, the 2nd day of Sept., 1896.

My commission expires

*Wm A Lewis* [SEAL]

*M H Davis*, Notary Public.

*Mar 7 1900*

## Affidavit of Witness.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

Before me, the undersigned Notary Public, in and for the Northern District of the Indian Territory, personally appeared John Baldwin, who after being by me duly sworn states that he is 36 years of age, and a resident of Ashe County, and State of North Carolina, whose postoffice address is Brinkley, N. C., in said County, and that he is personally acquainted with Cora E. Miller, who is an applicant for citizenship in the Cherokee Nation, I. T., and affirms that the said Cora E. Miller is the identical person he represents himself to be in her application for citizenship in said Nation, and that he has known the said applicant for the past 20 years and knows that she is and has been recognized and treated by her neighbors, acquaintances and the public generally, as a person having Cherokee blood; and that the complexion, physical appearance, language and manners of the said applicant indicate that she is of Cherokee blood. That from above facts and circumstances and from statements made to him by the said applicant affiant states he has every reason to believe and does believe that the said applicant is of Cherokee Indian blood.

Subscribed and sworn to before me, this 5 day of September, A. D., 1896.  
W. H. Roberts, Notary Public.

My Commission expires, March 7, 1900.



7  
4277  
774  
Eosa E. Phipps  
Charmant  
To the Chronica Intim  
} Citizenship  
Po. Plevins, N.C.

Pepetka  
(Suzanne family)  
Filed Sept 7/896  
AS McKinnon  
over  
John Ballwin  
Silas Cook  
NC

Affidavit of witnesses

State of North Carolina }  
County of Ashe } ss

Before me the undersigned a  
justice of the Peace in and for  
the county and state aforesaid  
personally appeared David  
Price who after being by me  
duly sworn states that he is  
70 years of age and a citizen  
of Ashe county and the state  
of North Carolina and that he  
is personally acquainted  
with Cora E. Phipps who is  
an applicant for citizen  
ship in the Cherokee Nation  
I. T. and affiant further  
states that the said Cora E.  
Phipps is the identical per-  
son she represents herself  
to be in her application for cit-  
izen ship in said Nation  
and that the said Cora E.  
Phipps is a daughter of B. H.  
Phipps Dec who was a son  
of Mary Ann Phipps who

was a daughter of Margary  
Hask who was a daughter  
of Catherine Hart who was  
a daughter of Ned Sideman  
a full blood Cherokee Indian  
affiant further states that  
he has known the said Cora  
& Phipps for the past 26  
years and knows that she  
is and has been recognized  
and treated by her neighbors  
and acquaintances and the  
public generally as a person hav-  
ing Cherokee Indian blood  
and that the complexion physi-  
cal appearance and manners  
of the said Cora & Phipps in-  
dicate that the said Cora &  
Phipps is of Indian blood  
that from the above facts  
and circumstances and from  
statements made to him by  
the said ancestors affiant  
states that he has every reason  
to believe and does believe  
that the said Cora & Phipps  
is of Cherokee Indian blood



affiant further states that  
he has no interest whatever  
in the prosecution of the claim  
of the said Sara E. Phipps  
to citizenship in the Cherokee  
Nation I.T. and that he is not  
related by blood or marriage  
to the said Sara E. Phipps  
and that she is of white  
and Cherokee descent.

Attest } David <sup>his</sup> Price  
W. A. McMillan, }  
W. W. McMillan }

Subscribed and  
sworn to before me this 19<sup>th</sup>  
day of Aug. 1896 and I  
further certify that I am  
well acquainted with the  
said David Price and  
know him to be a person  
of truth and veracity

M. M. Blinn

My commission expires on  
the 1st day of Aug 1899

STATE OF NORTH CAROLINA, } ss.  
Ashe County,

I, POINDEXTER BLEVINS, Clerk of the Superior Court of said county, do certify that M. M. Blinn Esq., whose name is signed to the foregoing certificate, was at the time of so doing a Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of said Court, this 19. day of August. 1896.

P. Blinn  
Clerk Superior Court.



C  
131 774

Nation's No. 1073.

Commission's No .....

In re Application of

Cora E. Phipps, et al.

Demurrer and Answer.

28

1014

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of.....  
Cora E. Phipps, et al.

Nation's No. 1073.

Commission's No. ....

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the  
said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy,  
and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant s. are  
entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said appli-  
cation, says that Ned Sizemore

..... through whom the petitioner s. claim to derive their right  
to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since  
the removal of said Nation, west to the Indian Territory as at present located and defined; that his name  
does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now  
reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By Hutchings, Hastings & Boudinot..... Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the  
matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the 16th day of Sept. 1896.

S. A. Wall

NOTARY PUBLIC.

**End**

775



SERVICE AFFIDAVIT.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

I, J. N. BALDWIN, do solemnly swear that on the Fourth day September, 1896, I, in person, delivered to WM. HASTINGS, FRANK J. BOUDINOT and WM. T. HUTCHINGS, Attorneys for the Cherokee Nation, at Tahlequah, I. T., a package which contained a true copy of the application of *Joseph Hodler* for Citizenship in the Cherokee Nation, Ind. Ter.,

and of the affidavits of *himself, Samuel Davis, Alfred Price, Wm Price, Wm A Lewis, J. H. Barton*

in support of same, the originals of which are now filed with the Honorable DAWES COMMISSION, at Vinita, Ind. Ter. That affiant has no interest in this matter.

Subscribed and sworn to before me this, the *7* day of September, 1896.

*W. D. DeLoach*

*Notary Public*

*My Commission Expires Mar 7<sup>th</sup> 1900*

**PETITION AND MEMORIAL.**  
FOR CHEROKEE INDIAN CITIZENSHIP.

TO *The Hon. Dover Commission*

Your petitioner, *Joseph F. Hudler*, earnestly and respectfully represents that, he is *one*  
*Sixty-fourth* Cherokee Indian by blood, deriving the same from his lineal ancestor, the late  
*Med. Sigismore*, through *his mother Dorsey Hudler*  
who was a daughter of *Hiley Beaman*  
who was a daughter of *Solly Stonper*  
who was a daughter of *Elizabeth Sigismore*  
who was a Cherokee Indian of the full blood

Your petitioner, therefore, submits to your honorable body the above statement of facts as grounds for his  
application for Cherokee Indian Citizenship as aforesaid in the Cherokee Nation and asks for full and complete  
investigation of his claim and if the same is found to be valid and correct as herein stated, that he be allowed  
all the rights, privileges and immunities of other citizens of said Nation.

Petitioner's full name is *Joseph F. Hudler*, age *21* years,  
residence *Ashe Co.* in the State of *North Carolina*, postoffice address *Chumley*  
County of *Ashe* State of *North Carolina* occupation that of a  
*farmer*

Attesting witnesses,  
*J. W. B. Lachman* [SEAL.]  
[SEAL.]

Most Respectfully Submitted,  
*Joseph Hudler* [SEAL.]

STATE OF *North Carolina* ss.  
COUNTY OF *Ashe*

Personally appeared before me, *B. F. Jones*, a Justice of the Peace  
in and for said county in the State aforesaid, *Joseph Hudler*, the petitioner in the above  
petition for Cherokee Indian citizenship in the Cherokee Nation, Indian Territory, U. S. A., who after being  
duly sworn according to law states that the facts set forth in his said petition above are true as stated therein,  
this the *10* day of *Aug* 189*6*.

Attesting witnesses,  
*J. W. B. Lachman* [SEAL.]  
[SEAL.]

Subscribed and sworn to before me, *Justice J. H. Jones* as aforesaid, on this *10* day of  
*August* 189*6*, and I do certify that I am personally acquainted with *Joseph Hudler*  
the said petitioner, and know that he is a credible person and entitled to full faith and credit before any of  
the Courts of the State of *North Carolina*, and that I have no interest directly or indirectly in the  
prosecution of his said claim for Cherokee Indian citizenship and am not related to him by blood or marriage.

*B. F. Jones* J. P.

STATE OF NORTH CAROLINA, ss.  
ASHE COUNTY.

*P. Blevins*, Clerk of the Superior Court of said county, do certify that *B. F.*  
*Jones*, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a  
Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts  
are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of  
this *10* day of *August* 189*6*.

*P. Blevins*  
Clerk Superior Court.

Petition of  
Joseph Hudson

# GENERAL AFFIDAVIT.

IN THE MATTER OF CLAIM

Of *Joseph Hudler* To Cherokee Indian Citizenship.

AFFIDAVIT OF

STATE OF *North Carolina* }  
COUNTY OF *Ashe* } ss.

On this, the *10* day of *Aug*, A. D., 189*6*, personally before me *B. H. Jones*, a Justice of the Peace in and for the county aforesaid, duly authorized to administer oaths, appeared *Joseph Hudler*, aged *21* years, a resident of *Ashe* county, and State of *North Carolina*, whose postoffice is *Chimney*, who after being duly sworn according to law, says that he is *one sixty-fourth* Indian by *blood* and a claimant for *Cherokee* Indian citizenship. Affiant further says on oath *that he derived his Indian blood from his ancestor The late Ned Siggins a full blood Cherokee Indian as set forth in his petition and memorial*

*Siggins* and *his* direct lineal descendant of the *Siggins* family, whose name he believes appears upon the census rolls, that were taken by the United States government, by blood, of the Cherokee tribe of Indians. Affiant further says that he believes the said *Siggins* to be of Cherokee Indian blood, and were members of the *Cherokee* tribe of Indians.

Affiant further says he has been taught and has heard from his earliest youth that he is a descendant of a *Cherokee* Indian family and that affiant has been recognized and treated by his neighbors and the public generally as a person of *Cherokee* Indian blood and that from his complexion and physical appearance he has every reason to believe and does believe that he is of *Cherokee* Indian blood and is an admixture of *White* and Cherokee and at least one *sixty-fourth* Indian by blood.

Affiant further says the above statements are true to the best of his knowledge and belief.

*Joseph Hudler*

Subscribed and sworn to before me, this *10* day of *August*, A. D. 189*6*, and I further certify that the foregoing affidavit was read to affiant in my presence. That said affiant is to me personally known (or has been satisfactorily identified before me) and I verily believe him to be a credible person.

*B. H. Jones JP*



In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T,

STATE OF NORTH CAROLINA, }  
County of Ashe } SS,

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared Samuel Davis, who after being duly sworn, states that he is seventy-seven years of age, a resident of Grayson county, Va., whose postoffice address is Grasey Creek, Ashe county, N. C.; that he has lived in Grayson county, Va., all his life; that about sixty years ago, he well and personally knew one Ned Sizemore, who was a Cherokee Indian of the full blood then living in Ashe county, N. C.; that said Sizemore, prior to that time had come from the Cherokee tribe in western North Carolina, or Georgia; that said Sizemore had the appearance of a full blood Indian and was so treated and recognized by his neighbors and acquaintances; that he made frequent visits to the home of said tribe after said first knew him; that he died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen Sizemore, had a daughter Lyddia who married James Blevins and another daughter who married one Stamper, from whom have descended a number of these claimants; and that said Ned Sizemore had one daughter Catharine who married one James Hart; that said James and Catharine Hart had sons, Ned and George among others, and Catharine who afterwards married one Baldwin and subsequently one Caldwell, and Margery who married one Robert Hash and settled in Grayson county, Va., near the N.

C., and Va. State line and near the home of affiant; that he often saw said Ned Sizemore at the home of the said Margery Hash, his grand-daughter, and remembers to have seen him there once with a pet bear following him; and that said Ned Sizemore could speak English only very imperfectly.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of said Ned Sizemore's descendants to citizenship in the Cherokee Nation, I. T.

Given under my hand this 10th day of August, A. D. 1896.

[Signed] SAMUEL DAVIS.

Sworn to and subscribed before me this 10th day of August, A. D. 1896, and I certify that I am well acquainted with said Samuel Davis and know him to be entitled to full faith and credit and a truthful person.

[Signed] M. C. HASK, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelie Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)

In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.,

State of North Carolina, }  
County of Ashe, } ss:

On this 19th, day of August A. D. 1896, personally appeared before the undersigned Justice of the Peace in and for the county of Ashe in the State aforesaid, Alfred Price, aged 76 years, whose postoffice address is Crumpler, Ashe county, N. C., and states that some sixty years ago he personally knew one Ned Sizemore who then lived in Ashe county, North Carolina, and who was a Cherokee Indian of the full blood, having come several years prior to that time from the Cherokee reservation and settled in Ashe county, N. C., that said Ned Sizemore had the appearance of being a full blood Indian, and was so treated and regarded by his neighbors and acquaintances; that said Sizemore died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen who was the father of Lyddia Sizemore who married James Blevins and who was the mother of James, Eli, George, Wells Blevins from whom have sprung a number of the present claimants; that Catharine was the name of a daughter of said Ned Sizemore who married one James Hart and who had several sons and daughters, Margery who married Robert Hash, George Hart who was the father of Margery Peak and Cornelie Peak and Grubb Hart; said Ned Sizemore also had other sons and daughters and said Catharine Hart was the mother of Catharine Caldwell who was the mother of Nancy Caldwell and William D. Baldwin; that said Catharine Hart was the mother also of Ned Hart, Morris Hart and others.

Affiant states these facts from his own personal knowledge and observation. Given this Aug. the 19th, 1896.

[Signed] <sup>his</sup> ALFRED x PRICE  
mark.

Subscribed and sworn to before me this 19th day of August, 1896, and I certify that the contents of the foregoing affidavit were fully made known to affiant before signing and swearing, and that said Alfred Price is a person of truth and credibility.

Given under my hand this day and date first above written.  
[Signed] L. HURLEY, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelie Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of court under seal of court.)

In the matter of the claim of the descend-  
ants of Ned Sizemore to citizenship in the  
Cherokee Nation, I. T.

STATE OF NORTH CAROLINA, }  
County of Ashe } ss,

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared William Price, aged 86 years, a resident of Ashe county, State of North Carolina, whose postoffice address is Weaversford, N. C., who after being duly sworn states that he was born and raised in Ashe county, N. C., and that some sixty or seventy years ago he well knew one Ned Sizemore who was a full blood Cherokee Indian and made his home at that time on the waters of Cranberry Creek, in Ashe county, N. C.; that said Sizemore had come from the home of the Cherokee tribe in Western N. C., or Ga., some several years prior to the time affiant first knew him; that he often went back to where said tribe was located after affiant first knew him but finally made his home in Ashe county, N. C., where he subsequently died; that said Sizemore had a numerous family of sons and daughters, two of whom, Owen Sizemore, a son and Catharine Sizemore, a daughter affiant well and personally knew; that said Owen Sizemore had a daughter, Lyddia who married one James Blevins, and lived in Ashe county, N. C.; that said James and Lyddia Blevins had several sons and daughters from whom have descended a number of the present claimants; that said Catharine Sizemore, a daughter of said Ned Sizemore married one James Hart, and had numerous sons and daughters among whom were Catharine who married one Baldwin and subsequently married one Caldwell, and Margery who married Robert Hash, and settled in Grayson Co., Va., near the Va., and N. C. State line, Ned Hart, who settled in Ashe county N. C., from whom have descended a number of the present claimants. Affiant further states that said Ned Sizemore had every appearance of being a full blood Indian; that he claimed to be a member of the Cherokee tribe and was so recognized by the said Cherokee tribe and members thereof; that he was recognized and treated by his neighbors and acquaintances in Ashe county, N. C., and Grayson county, Va., as a full blood Indian.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

Given under my hand this 11th day of August, A. D. 1896.

Attest J. H. BARTON, [Signed] WILLIAM x PRICE.  
his mark.

Sworn to and subscribed before me this 11th day of August, A. D. 1896, and I further certify that I am well acquainted with the said William Price and know him to be a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed] M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)



In the Matter of the Claim of the Descendants of Ned Sizemore to  
Citizenship in the Cherokee Nation, I. T. :

INDIAN TERRITORY, } ss.  
Cherokee Nation. }

On this, the 2nd day of September, A. D., 1896, personally appeared before me, the undersigned Notary Public, within and for the Northern District of the Indian Territory, William A. Lewis, aged seventy-nine years, whose postoffice address is Ft. Gibson, Cherokee Nation, I. T., who, after being first duly sworn, deposes and says: That he is a Cherokee by birth and came to the Indian Territory with the Cherokee tribe on its migration from the east, that he was well acquainted with the majority of the members of said tribe who so migrated as well as of those who remained in the east; that he was well and personally acquainted with one Ned Sizemore, in North Carolina, old Cherokee Nation, and knows that he was always recognized and treated as a Cherokee Indian, and from the appearance of said Sizemore and his acquaintance with him, affiant knows him to have been a Cherokee Indian by blood and of the full blood; that he knew said Sizemore from about the year 1822, in North Carolina, and believes that said Sizemore was enrolled in the Cherokee enrollment of about that date, and again in the Wafford enrollment.

Affiant further states that he knew one James Hart, whom he believes to have been so enrolled and who married Catharine, the daughter of said Ned Sizemore, and affiant also remembers that said Ned Sizemore had a son by name of Owen and also another son by name of George. Affiant further states that said Ned Sizemore and his family, on the migration of the Cherokees to the Indian Territory, remained in North Carolina and from the best of his information he believes that said Ned Sizemore afterwards settled, lived and died in Ashe County, North Carolina.

Affiant states these facts from his own personal knowledge. Affiant states that he was born and partially reared a near neighbor to the Sizemore and Hart families, and was familiar with them, in school and as playmates and associates.

Given under my hand and seal this the day and date first above written.

Subscribed and sworn to before me this, the 2nd day of Sept., 1896.

My commission expires

*W. A. Lewis* [SEAL]

*W. A. Lewis*, Notary Public.

*Mar 7 1900*

## Affidavit of Witness.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

Before me, the undersigned Notary Public in and for the Northern District of the Indian Territory, personally appeared J. H. Barton, who after being by me duly sworn states that he is 55 years of age, and a resident of Ashe County, and State of North Carolina, whose postoffice address is Waverly in said County, and that he is personally acquainted with Joseph Thaler who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant for the said Joseph Thaler is the identical person he represents himself to be in his application for citizenship in said Nation, and that he has known the said applicant for the past 18 years and knows that he is and has been recognized and treated by his neighbors, acquaintances and the public generally, as a person having Cherokee blood; and that the complexion, physical appearance, language and manners of the said applicant indicate that he is of Cherokee blood. That from above facts and circumstances and from statements made to him by the said applicant affiant states he has every reason to believe and does believe that the said applicant is of Cherokee Indian blood.

Subscribed and sworn to before me, this 7th day of September, A. D., 1896.  
R. H. Davis Notary Public.

My Commission expires, March 7, 1900.

# 2876

775

No. ....

IN THE MATTER OF

*Joseph Hadley*

Claim to Citizenship in *Cherokee*

Nation, I. T.

*P. Crumpler, P.C.*

*Refuted*

*(Sizemore family)*

*Filed Sept 7/896*

*A. S. McHamon*

*Comm*

*John Baldwin*

*Silas Creek*

*MC*

## AFFIDAVIT OF WITNESS.

STATE OF *North Carolina* } ss.  
COUNTY OF *Ashe* }

Before me, the undersigned, a *Justice of the Peace* in and for the County and State aforesaid, personally appeared *William Price*, who after being by me duly sworn states that he is *86* years of age, and a citizen of *Ashe* County, and State of *North Carolina* and that he is personally acquainted with *Joseph Hudler*, who is an applicant for citizenship in the *Cherokee* Nation, I. T., and affiant further states that the said *Joseph Hudler* is the identical person he represents himself to be in his application for citizenship in said Nation, and that the said *Joseph Hudler* is the son of *Tamsy Hudler* who was a daughter of *Philip Benson* who was a daughter of *Sally Stamper* who was a daughter of *Chisaleth Sizemore* who was a daughter of *Ned Sizemore* who was a *Cherokee Indian* of the full *Blood*

Affiant further states that he has known the said *Joseph Hudler* *16* years and knows that he is and has been recognized and treated by his neighbors, acquaintances and the public generally, as a person having *Cherokee* Indian blood; and that the complexion, physical appearance, language and manners of the said *Joseph Hudler* indicate that the said *Joseph Hudler* is of Indian blood. That from the above facts and circumstances and from statements made to him by the said *Joseph Hudler* affiant states he has every reason to believe and does believe that the said *Joseph Hudler* is of *Cherokee* Indian blood.

Affiant further states that he has no interest whatever in the prosecution of the claim of the said *Joseph Hudler* to citizenship in the *Cherokee* Nation, I. T., and that he is not blood or marriage to the said

Attest, *J. B. Borton*

*William Price*

Subscribed and sworn to before me, this *11* day of *August* 189*6*, that I am well acquainted with the said *William Price* and know him to be a person of credibility and of truth and veracity.

*M. C. Kash*

My commission expires on the \_\_\_\_\_ day of \_\_\_\_\_ 189*6*.

STATE OF NORTH CAROLINA, } ss.  
ASHE COUNTY. }

I, *POINDEXTER BLEVINS*, Clerk of the Superior Court of said county, do certify that *M. C. Kash*, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts were done in and for said county and State, and that his signature thereto is genuine. Witness, my hand and seal of said Court, this *12* day of *August* 189*6*.

*P. Blevins*  
Clerk Superior Court.



**End**



SERVICE AFFIDAVIT.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

I, J. N. BALDWIN, do solemnly swear that on the Fourth day September, 1896, I, in person, delivered to WM. HASTINGS, FRANK J. BOUDINOT and WM. T. HUTCHINGS, Attorneys for the Cherokee Nation, at Tahlequah, I. T., a package which contained a true copy of the application of Minnie Blevins for Citizenship in the Cherokee Nation, Ind. Ter.,

and of the affidavits of

Alford Price Wm Price  
Samuel Davis Wm A. Lewis J N Baldwin  
& David Price

in support of same, the originals of which are now filed with the Honorable DAWES COMMISSION, at Vinita, Ind. Ter. That affiant has no interest in this matter.

Subscribed and sworn to before me this, the 7 day of September, 1896.

J N Baldwin  
Notary Public

My Commission Expires Mar 7<sup>th</sup> 1900

Petition and memorial for  
Cherokee Indian citizenship

To the Hon. James Lane,  
your petitioner Murrel W.  
Blevins earnestly and respect-  
fully represents that it is proven  
she is one thirty second Chero-  
kee Indian by blood; deriving  
the same from her lineal ances-  
tor the late Ned Sidesmore  
through her Father B. F. Phipps  
who was a son of Mary  
Ann Phipps who was a daugh-  
ter of Mary Ann Hask who was  
a daughter of Catherine Hart  
who was a daughter of Ned  
Sidesmore a full blood Chero-  
kee Indian your petitioner there-  
fore submits to your honorable  
body, the above statement of  
facts as grounds for her appli-  
cation for Cherokee Indian  
citizenship as above said in the  
Cherokee Nation and asks for  
full and complete investigation  
of her claim and if the same



is found to be valid and correct.  
as herein stated. that she be  
allowed all the rights privileges  
and immunities of other citi-  
zens of said Nation. Petition-  
ers full name is Minnie  
N. Blevins age 25 years resi-  
dence Ashe county in the State  
of North Carolina. Post office  
Address Blevins. County  
of Ashe and State of North Carolina  
Occupation that of a house  
wifery I am married and have  
five children to wit Laura M.  
age 8. Chester E. age 6. Bertha E.  
age 4. Mauby W. age 2. Rachel B.  
4 months. Most respectfully  
submitted.

Minnie N. Blevins

Attesting witnesses

J. W. Hudler  
E. L. Blevins.

~~State of North Carolina~~  
County of Ashe

} ss

Personally

appeared before me M. M. Blevins  
a justice of the Peace in and for  
said county in the State aforesaid  
said Minnie N. Blevins the  
petitioner in the above

petition for Cherokee Indian citizenship in the Cherokee Nation  
I.S. M.S.A. who after being  
duly sworn according to law  
states that the facts set forth in  
her said application above are  
true as stated therein This 19<sup>th</sup>  
day of Aug 1896.

Minnie Blevins

Attesting witnesses  
J. M. Hudler  
C. L. Blevins.

Subscribed and

Sworn to before me a Justice of  
the Peace as aforesaid on this  
19<sup>th</sup> day of Aug 1896, and I certify  
that I am well and personally ac-  
quainted with the said Minnie N.  
Blevins the said petitioner and know  
that she is a credible person and enti-  
tled to full faith and credit before  
any of the courts of the State of  
North Carolina, and that I have no  
interest directly or indirectly  
in the prosecution of her said claim  
for Cherokee Indian citizenship  
~~and am not related to her by blood  
or marriage~~ M. M. Blevins J.P.

In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T,

State of North Carolina, }  
County of Ashe, } ss:

On this 19th, day of August A. D. 1896, personally appeared before the undersigned Justice of the Peace in and for the county of Ashe in the State aforesaid, Alfred Price, aged 76 years, whose postoffice address is Crumpler, Ashe county, N. C., and states that ~~some~~ personally knew one Ned Sizemore who then lived in Ashe county, North Carolina, and who was a Cherokee Indian of the full blood, having come several years prior to that time from the Cherokee reservation and settled in Ashe county, N. C., that said Ned Sizemore had the appearance of being a full blood Indian, and was so treated and regarded by his neighbors and acquaintances; that said Sizemore died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen who was the father of Lyddia Sizemore who married James Blevins and who was the mother of James, Eli, George, Wells Blevins from whom have sprung a number of the present claimants; that Catharine was the name of a daughter of said Ned Sizemore who married one James Hart and who had several sons and daughters, Margery who married Robert Hash, George Hart who was the father of Margery Peak and Cornelia Peak and Grubb Hart; said Ned Sizemore also had other sons and daughters and said Catharine Hart was the mother of Catharine Caldwell who was the mother of Nancy Caldwell and William D. Baldwin; that said Catharine Hart was the mother also of Ned Hart, Morris Hart and others.

Affiant states these facts from his own personal knowledge and observation. Given this Aug. the 19th, 1896.

[Signed] his  
ALFRED x PRICE.  
mark.

Subscribed and sworn to before me this 19th day of August, 1896, and I certify that the contents of the foregoing affidavit were fully made known to affiant before signing and swearing, and that said Alfred Price is a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed] L. HURLY, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.

Official character and genuineness of signature of Justice certified by Clerk of court under seal of court.)

In the matter of the claim of the descend-  
ants of Ned Sizemore to citizenship in the  
Cherokee Nation, I. T.

STATE OF NORTH CAROLINA, } ss,  
County of Ashe

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared William Price, aged 86 years, a resident of Ashe county, State of North Carolina, whose postoffice address is Weaversford, N. C., who after being duly sworn states that he was born and raised in Ashe county, N. C. and that some seventy years ago he well knew one Ned Sizemore, a full blood Cherokee Indian and made his home at that time on the waters of Cranberry Creek, in Ashe county, N. C.; that said Sizemore had come from the home of the Cherokee tribe in Western N. C., or Ga., some several years prior to the time affiant first knew; that he often went back to where said tribe was located after affiant first knew him but finally made his home in Ashe county, N. C., where he subsequently died; that said Sizemore had a numerous family of sons and daughters, two of whom, Owen Sizemore, a son and Catharine Sizemore, a daughter affiant well and personally knew; that said Owen Sizemore had a daughter, Lyddia who married one James Blevins, and lived in Ashe county, N. C.; that said James and Lyddia Blevins had several sons and daughters from whom have descended a number of the present claimants; that said Catharine Sizemore, a daughter of said Ned Sizemore married one James Hart, and had numerous sons and daughters among whom were Catharine who married one Baldwin and subsequently married one Caldwell, and Margery who married Robert Hash, and settled in Grayson Co., Va., near the Va., and N. C. State line, Ned Hart, who settled in Ashe county N. C., from whom have descended a number of the present claimants. Affiant further states that said Ned Sizemore had every appearance of being a full blood Indian; that he claimed to be a member of the Cherokee tribe and was so recognized by the said Cherokee tribe and members thereof; that he was recognized and treated by his neighbors and acquaintances in Ashe county, N. C., and Grayson county, Va., as a full blood Indian.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

Given under my hand this 11th day of August, A. D. 1896.

Attest J. H. BARTON, his  
[Signed] WILLIAM x PRICE.  
mark.

Sworn to and subscribed before me this 11th day of August, A. D. 1896, and I further certify that I am well acquainted with the said William Price and know him to be a person of truth and credibility.

Given under my hand this day and date first above written.  
[Signed] M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by (Clerk of Court under seal of Court.)



In the matter of the claim of the descend-  
ants of Ned Sizemore to citizenship in the  
Cherokee Nation, I. T.

STATE OF NORTH CAROLINA, } ss,  
County of Ashe

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared Samuel Davis, who after being duly sworn, states that he is seventy-seven years of age, a resident of Grayson county, Va., whose postoffice address is Grassy Creek, Ashe county, N. C.; that he has lived in Grayson county, Va., all his life; that about sixty years ago, he well and personally knew one Ned Sizemore, who was a Cherokee Indian of the full blood then living in Ashe county, N. C.; that said Sizemore, prior to that time had come from the Cherokee tribe in western North Carolina, or Georgia; that said Sizemore had the appearance of a full blood Indian and was so treated and recognized by his neighbors and acquaintances; that he made frequent visits to the home of said tribe after affiant first knew him; that he died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen Sizemore, had a daughter Lyddia who married James Blevins and another daughter who married one Stamper, from whom have descended a number of these claimants; and that said Ned Sizemore had one daughter Catharine who married one James Hart; that said James and Catharine Hart had sons, Ned and George among others, and Catharine who afterwards married one Baldwin and subsequently one Caldwell, and Margery who married one Robert Hash and settled in Grayson county, Va., near the N.

C., and Va. State line and near the home of affiant; that he often saw said Ned Sizemore at the home of the said Margery Hash, his grand-daughter, and remembers to have seen him there once with a pet bear following him; and that said Ned Sizemore could speak English only very imperfectly.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of said Ned Sizemore's descendants to citizenship in the Cherokee Nation, I. T.

Given under my hand this 10th day of August, A. D. 1898.

[Signed] SAMUEL DAVIS.

Sworn to and subscribed before me this 10th day of August, A. D. 1898, and that I am well acquainted with said Samuel Davis and know him to be entitled to full faith and credit as a truthful person.

[Signed] M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelie Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)

In the Matter of the Claim of the Descendants of Ned Sizemore to  
Citizenship in the Cherokee Nation, I. T.:

INDIAN TERRITORY, } ss.  
Cherokee Nation.

On this, the 2nd day of September, A. D., 1896, personally appeared before me, the undersigned Notary Public, within and for the Northern District of the Indian Territory, William A. Lewis, aged seventy-nine years, whose postoffice address is Ft. Gibson, Cherokee Nation, I. T., who, after being first duly sworn, deposes and says: That he is a Cherokee by birth and came to the Indian Territory with the Cherokee tribe on its migration from the east, that he was well acquainted with the majority of the members of said tribe who so migrated as well as of those who remained in the east; that he was well and personally acquainted with one Ned Sizemore, in North Carolina, old Cherokee Nation, and knows that he was always recognized and treated as a Cherokee Indian, and from the appearance of said Sizemore and his acquaintance with him, affiant knows him to have been a Cherokee Indian by blood and of the full blood; that he knew said Sizemore from about the year 1822, in North Carolina, and believes that said Sizemore was enrolled in the Cherokee enrollment of about that date, and again in the Wafford enrollment.

Affiant further states that he knew one James Hart, whom he believes to have been so enrolled and who married Catharine, the daughter of said Ned Sizemore, and affiant also remembers that said Ned Sizemore had a son by name of Owen and also another son by name of George. Affiant further states that said Ned Sizemore and his family, on the migration of the Cherokees to the Indian Territory, remained in North Carolina and from the best of his information he believes that said Ned Sizemore afterwards settled, lived and died in Ashe County, North Carolina.

Affiant states these facts from his own personal knowledge. Affiant states that he was born and partially reared a near neighbor to the Sizemore and Hart families, and was familiar with them, in school and as playmates and associates.

Given under my hand and seal this the day and date first above written.

Subscribed and sworn to before me this, the 2nd day of Sept., 1896.

My commission expires, Mar 7 1900

## Affidavit of Witness.

INDIAN TERRITORY, } ss.  
Cherokee Nation. }

Before me, the undersigned Notary Public in and for the Northern District of the Indian Territory, personally appeared J. H. Baldwin, who after being by me duly sworn states that he is 36 years of age, and a resident of Ashe County, and State of North Carolina, whose postoffice address is Ashe, in said County, and that he is personally acquainted with Minnie B. Baldwin who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant Minnie B. Baldwin is the identical person he represents himself to be in his application for citizenship in said Nation, and that he has known the said applicant for the past 26 years and knows that she is and has been recognized and treated by her neighbors, acquaintances and the public generally, as a person having Cherokee blood; and that the complexion, physical appearance, language and manners of the said applicant indicate that she is of Cherokee blood. That from above facts and circumstances and from statements made to him by the said applicant affiant states he has every reason to believe and does believe that the said applicant is of Cherokee Indian blood.

Subscribed and sworn to before me this 9th day of September, A. D., 1896.  
R. B. Roach, Notary Public.

My Commission expires, March 7, 1900.



No 2875-

In the matter of  
Minnie N. Blum  
Claim to citizen  
ship in Choctaw  
Nation, I. T.

Po Blum, N.C.

Repealed  
(Suzanne family)

Filed Sept 7/896

A. S. McKinnon  
Commr

John Baldwin  
Sicco Clerk  
MC

Affidavit of Witness

State of North Carolina } Ss.  
County of Ashe

Before me the undersigned a Justice of the Peace in and for the county of Ashe and State of North Carolina Personally appeared David Prier who after being duly sworn States that- he is 70 years of age and a citizen of Ashe County and State of N.C. and that- he is personally acquainted with Minnie N. Blevins who is an applicant for Citizenship in the Cherokee Nation I. T. and affiant further States that the said Minnie N. Blevins is the identical person she represents her self to be in her application for Citizenship in the Cherokee Nation and that- the said Minnie N. Blevins is a daughter of B. F. Phipps Sr who was a son of Mary Ann Phipps who was a daughter of Margary Wash who was a daughter of Asa Thomas.

who was a daughter of Orel  
Seymore a full Blood Cherokee  
Indian Affiant further States that  
he has known the Said Minnie N.  
Blevins for the past 26 years and  
knows that she is and has  
been recognized and treated  
by her neighbors and acquaintance  
and the Public generally as a  
person having Cherokee Indian  
Blood and that the complexion  
and physical appearance Language  
and manners of the Said  
Minnie N. Blevins indicate that  
the Said Minnie N. Blevins  
is of Indian Blood that from  
the above facts and circum-  
stances and from statements made  
to him by the Said ancestors  
affiant States he has every reason  
to believe and does believe that  
the Said Minnie N. Blevins is  
of Cherokee Indian Blood  
Affiant further States that he  
has no interest whatever in the  
prosecution of the claim of the  
Said Minnie N. Blevins

to citizenship in the Cherokee  
Nation & I. and that he is not  
related by Blood or Marriage  
to the said Minnie N. Blevins  
and that she is of white and  
Cherokee descent

David <sup>his</sup> Price  
mark

Attesting witnesses

W. A. McMillan  
W. H. McMillan

Subscribed and

sworn to before me this 19<sup>th</sup>  
day of Aug. 1896 and I fur-  
ther certify that I am well  
acquainted with the said  
David Price and know  
him to be a person of truth  
and veracity

M. M. Blevins, J.P.

My commission expires on 1<sup>st</sup>  
day of Aug 1899

STATE OF NORTH CAROLINA, } ss.  
Ashe County,

I, POINDEXTER BLEVINS, Clerk of the Superior Court of said county, do certify that *M M*  
*Blevins*, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a  
Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts  
are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of  
said Court, this 19. day of *August*, 1896.

*P Blevins*  
Clerk Superior Court.



0181-776

---

Nation's No. 1045.

Commission's No .....

In re Application of

Minnie Blevins, et al.

---

**Demurrer and Answer.**

FILED SEPT 25 1920

---

U. S. DISTRICT COURT

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of  
Minnie V. Blevins, et al.

Nation's No. 1045.

Commission's No.

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the  
said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy,  
and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicants are  
entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said appli-  
cation, says that Ned Sizemore

through whom the petitionerS claim to derive their right  
to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since  
the removal of said Nation, west to the Indian Territory as at present located and defined; that his name  
does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now  
reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By Hutchings, Hastings & Boudinot. Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the  
matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the 16th day of Sept 1896.

NOTARY PUBLIC.

7

**End**





# 2874

SERVICE AFFIDAVIT.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

I, J. N. BALDWIN, do solemnly swear that on the Fourth day September, 1896, I, in person, delivered to WM. HASTINGS, FRANK J. BOUDINOT and WM. T. HUTCHINGS, Attorneys for the Cherokee Nation, at Tahlequah, I. T., a package which contained a true copy of the application of *Wells Miller* for Citizenship in the Cherokee Nation, Ind. Ter.,

and of the affidavits of *Samuel Davis Wm Price, Alfred Price Wm A. Lewis J. N. Baldwin Elisha D. Lewis*

In support of same, the originals of which are now filed with the Honorable DAWES COMMISSION, at Vinita, Ind. Ter. That affiant has no interest in this matter.

Subscribed and sworn to before me this, the *7* day of September, 1896.

*J. N. Baldwin*  
*Notary Public*

*My Commission Expires Mar 7 1900*

Petition and Memorial  
for Cherokee Indian Citizenship

To the Hon Darius Com your petitioner  
Wells Miller earnestly and Respectfully ~~represents~~  
Represents that he is one thirty second Cherokee  
Indian by Blood, deriving the same from  
his lineal ancestor the late Ned Sigemore  
Through his Mother Bashaba Miller who  
was a Daughter Wells Blewins, who was  
son of Syddia Blewins who was a Daughter  
of Owen Sigemore who was a son of  
Ned Sigemore who was a full Blood  
Cherokee Indian

Your petitioner Therefore submits to your  
Honorable body the above statement of  
facts as Grounds for his Application for  
Cherokee Indian Citizenship as aforesaid  
in the Cherokee nation and ask for full  
and complete investigation of his claim,  
and if the same is found to be Valid and  
Correct as here in stated, that he be  
allowed all the rights privileges immunities  
of other Citizens of sd Nation  
petitioners full name is Wells Miller  
age 49 years residence Washington Co  
in the State of Va. postoffice Address Green  
Cove Va. County of Washington

Occupation that of Farmer I am married  
and have six children to wit  
Mary J. age 24 years, Delila age 22 years.  
Mattie M. age 20 years, Dora C. age 18 years  
Roby W. age 15 years Harry W. H. age 4 years

Attesting witnesses

most Respectfully submit

seal  
seal

Wells Miller seal

State of North Carolina }  
County of Ashe }

Personally appeared before me

a Justice of the Peace in & for said County  
in the State aforesaid Wells Miller the petitioner  
in the above petition for Cherokee Indian citizenship  
in the Cherokee Nation, Indian Territory U.S.A. who after  
Being duly sworn according to law states that the  
facts set forth in his sd petition above are true  
as stated therein This Aug 7<sup>th</sup> 1896

Attesting witnesses

D. M. Hart

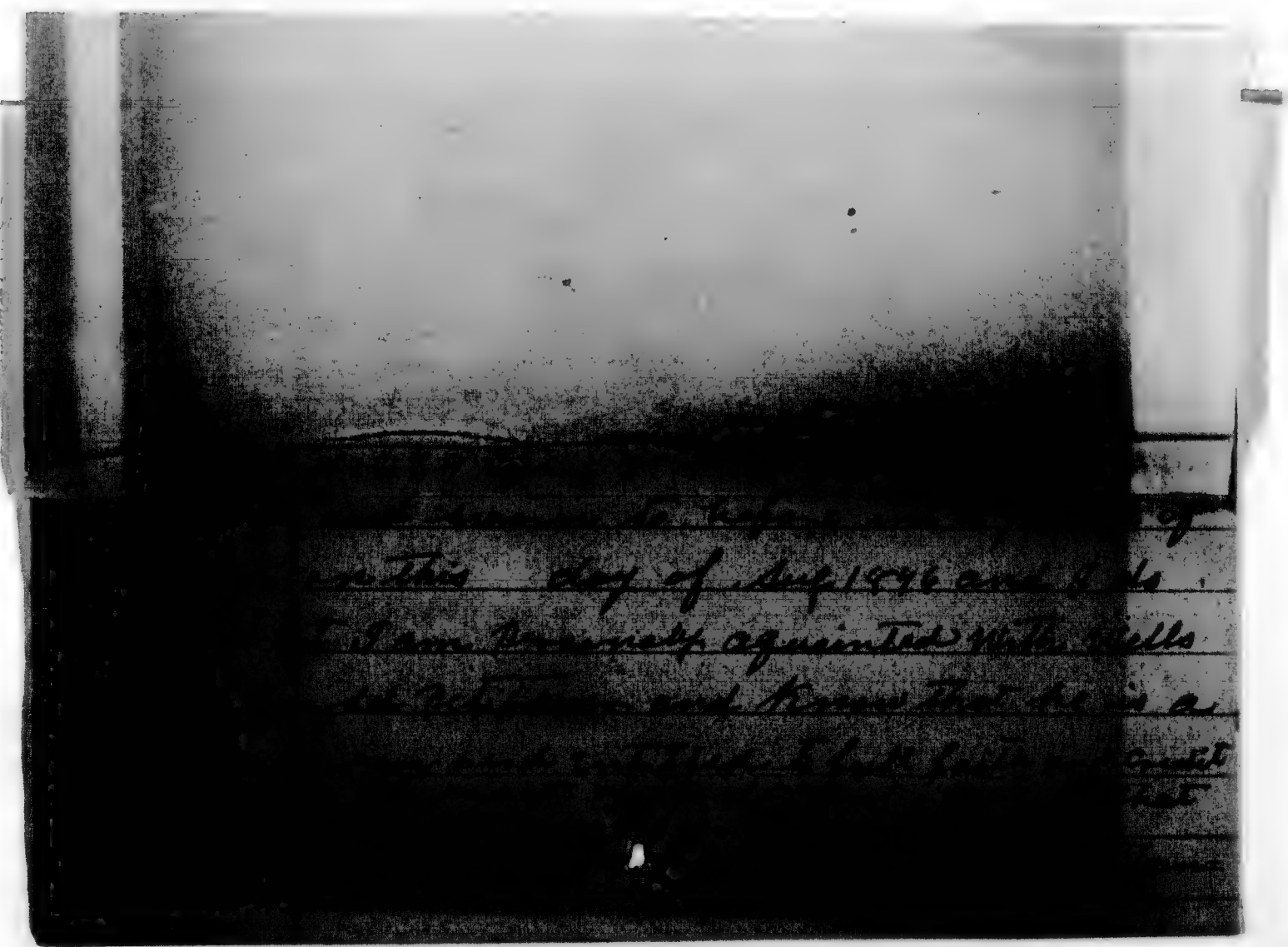
seal

STATE OF NORTH CAROLINA, } ss.  
ASHE COUNTY.

I, POINDEXTER BLEVINS, Clerk of the Superior Court of said county, do certify that .... D. M. Hart  
Hart, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a  
Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts  
are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of  
said Court, this 19. day of August, 1896.

P. Blevins  
Clerk Superior Court.





In the matter of the claim of the descend-  
ants of Ned Sizemore to citizenship in the  
Cherokee Nation, I. T.

STATE OF NORTH CAROLINA, } ss,  
County of Ashe

Before me, the undersigned Justice of the Peace, issued for the coun-  
ty of Ashe, in the above entitled cause, appeared personally before me, and  
after being duly sworn, states that he is seventy-seven years of age, a resi-  
dent of Grayson county, Va., where he has lived since 1840; that he has lived in Grayson county, Va., all his life;  
that about sixty years ago, he well and personally knew Ned Sizemore,  
who was a Cherokee Indian of the full blood then living in Ashe county,  
county, N. C.; that said Sizemore, prior to that time had come from the  
Cherokee tribe in western North Carolina, or Georgia; that said Sizemore  
had the appearance of a full blood Indian and was so treated and recogniz-  
ed by his neighbors and acquaintances; that he made frequent visits to the  
home of said tribe after affiant first knew him; that he died in Ashe coun-  
ty, N. C., and had a numerous family of sons and daughters, one son Owen  
Sizemore, had a daughter Lydia who married James Blaine and another  
daughter who married one Stampor, from whom have descended a number  
of these claimants; and that said Ned Sizemore had one daughter Cath-  
arine who married one James Hart, that said James and Catharine Hart  
had sons, Ned and George among others, and Catharine who afterwards  
married one Baldwin and subsequently one Caldwell, and Margery who  
married one Robert Hash and settled in Grayson county, Va., near the N.

C., and Va. State line and near the home of affiant; that he often saw said Ned Sizemore at the home of the said Margery Hash, his grand-daughter, and remembers to have seen him there once with a pet bear following him; and that said Ned Sizemore could speak English only very imperfectly.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of said Ned Sizemore's descendants to citizenship in the Cherokee Nation, I. T.

Given under my hand this 10th day of August, A. D. 1896.

[Signed] SAMUEL DAVIS.

Sworn to and subscribed before me this 10th day of August, A. D. 1896.

Notary Public for the State of Georgia, and a faithful person.

[Signed] M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)

In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

State of North Carolina, } ss:  
County of Ashe,

On this 19th day of August A. D. 1896, personally appeared before the undersigned Justice of the Peace in and for the county of Ashe in the State aforesaid, Alfred Price, aged 76 years, whose postoffice address is Crumpler, Ashe county, N. C., and states that some sixty years ago he personally knew one Ned Sizemore who then lived in Ashe county, North Carolina, and who was a Cherokee Indian of the full blood, having come several years prior to that time from the Cherokee reservation and settled in Ashe county, N. C., that said Ned Sizemore had the appearance of being a full blood Indian, and was so treated and regarded by his neighbors and acquaintances; that said Sizemore died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen who was the father of Lyddia Sizemore who married James Blevines and who was the mother of James, Eli, George, Wells Blevins from whom have sprung a number of the present claimants; that Catharine was the name of a daughter of said Ned Sizemore who married one James Hart and who had several sons and daughters, Margery who married Robert Hash, George Hart who was the father of Margery Peak and Cornelia Peak and Grubb Hart; said Ned Sizemore also had other sons and daughters and said Catharine Hart was the mother of Catharine Caldwell who was the mother of Nancy Caldwell and William D. Baldwin; that said Catharine Hart was the mother also of Ned Hart, Morris Hart and others.

Affiant states these facts from his own personal knowledge and observation. Given this Aug. the 19th, 1896.

[Signed] his  
ALFRED x PRICE.  
mark.

Subscribed and sworn to before me this 19th day of August, 1896, and I certify that the contents of the foregoing affidavit were fully made known to affiant before signing and swearing, and that said Alfred Price is a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed] L. HUBLY, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.

Official character and genuineness of signature of Justice certified by Clerk of court under seal of court.)



In the matter of the claim of the descend-  
ants of Ned Sizemore to citizenship in the  
Cherokee Nation, I. T.

STATE OF NORTH CAROLINA, } ss,  
County of Ashe

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared William Price, aged 86 years, a resident of Ashe county, State of North Carolina, whose postoffice address is Weaversford, N. C., who after being duly sworn states that he was born and raised in Ashe county, N. C., and that some sixty or seventy years ago he well knew one Ned Sizemore who was a full blood Cherokee Indian and made his home at that time on the western branch of Berry Creek, in Ashe county, N. C.; that said Sizemore had come from the home of the Cherokee tribe in Western N. C., or Ga., some several years prior to the time affiant first knew; that he often went back to where said tribe was located after affiant first knew him but finally made his home in Ashe county, N. C., where he subsequently died; that said Sizemore had a numerous family of sons and daughters, two of whom, Owen Sizemore, a son and Catharine Sizemore, a daughter affiant well and personally knew; that said Owen Sizemore had a daughter, Lyddia who married one James Blevins, and lived in Ashe county, N. C.; that said James and Lyddia Blevins had several sons and daughters from whom have descended a number of the present claimants; that said Catharine Sizemore, a daughter of said Ned Sizemore married one James Hart, and had numerous sons and daughters among whom were Catharine who married one Baldwin and subsequently married one Caldwell, and Margery who married Robert Hash, and settled in Grayson Co., Va., near the Va., and N. C. State line, Ned Hart, who settled in Ashe county N. C., from whom have descended a number of the present claimants. Affiant further states that said Ned Sizemore had every appearance of being a full blood Indian; that he claimed to be a member of the Cherokee tribe and was so recognized by the said Cherokee tribe and members thereof; that he was recognized and treated by his neighbors and acquaintances in Ashe county, N. C., and Grayson county, Va., as a full blood Indian.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

Given under my hand this 11th day of August, A. D. 1896.

Attest  
J. H. BARTON,

[Signed]

WILLIAM x PRICE  
mark.

Sworn to and subscribed before me this 11th day of August, A. D. 1896, and I further certify that I am well acquainted with the said William Price and know him to be a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed]

M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelie Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)

In the Matter of the Claim of the Descendants of Ned Sizemore to  
Citizenship in the Cherokee Nation, I. T.:

INDIAN TERRITORY, } ss.  
Cherokee Nation.

On this, the 2nd day of September, A. D., 1896, personally appeared before me, the undersigned Notary Public, within and for the Northern District of the Indian Territory, William A. Lewis, aged seventy-nine years, whose postoffice address is Ft. Gibson, Cherokee Nation, I. T., who, after being first duly sworn, deposes and says: That he is a Cherokee by birth and came to the Indian Territory with the Cherokee tribe on its migration from the east, that he was well acquainted with the majority of the members of said tribe who so migrated as well as of those who remained in the east; that he was well and personally acquainted with one Ned Sizemore, in North Carolina, old Cherokee Nation, and knows that he was always recognized and treated as a Cherokee Indian, and from the appearance of said Sizemore and his acquaintance with him, affiant knows him to have been a Cherokee Indian by blood and of the full blood; that he knew said Sizemore from about the year 1822, in North Carolina, and believes that said Sizemore was enrolled in the Cherokee enrollment of about that date, and again in the Wafford enrollment.

Affiant further states that he knew one James Hart, whom he believes to have been so enrolled and who married Catharine, the daughter of said Ned Sizemore, and affiant also remembers that said Ned Sizemore had a son by name of Owen and also another son by name of George. Affiant further states that said Ned Sizemore and his family, on the migration of the Cherokees to the Indian Territory, remained in North Carolina and from the best of his information he believes that said Ned Sizemore afterwards settled, lived and died in Ashe County, North Carolina.

Affiant states these facts from his own personal knowledge. Affiant states that he was born and partially reared a near neighbor to the Sizemore and Hart families, and was familiar with them, in childhood and as playmates and associates.

Given under my hand and seal this the day and date first above written.

Subscribed and sworn to before me this, the 2nd day of Sept., 1896.

*W. A. Lewis* [SEAL]  
*W. A. Lewis*, Notary Public.  
My commission expires *Mar 7* 1900.

## Affidavit of Witness.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

Before me, the undersigned Notary Public in and for the Northern District of the Indian Territory, personally appeared J. R. Beldum, who after being by me duly sworn states that he is 36 years of age and a resident of Ashe County, and State of North Carolina, whose postoffice address is Ashe, in said County, and that he is personally acquainted with Willie Miller, who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant further states that the said Willie Miller is the identical person he represents himself to be in his application for citizenship in said Nation, and that he has known the said applicant for the past 15 years and knows that he is and has been recognized and treated by his neighbors, acquaintances and the public generally, as a person having Cherokee blood; and that the complexion, physical appearance, language and manners of the said applicant indicate that he is of Cherokee blood. That from above facts and circumstances and from statements made to him by the said applicant affiant states he has every reason to believe and does believe that the said applicant is of Cherokee Indian blood.

Subscribed and sworn to before me, this 10 day of September, A. D., 1898.  
M. J. Black, Notary Public.

My Commission expires, March 7, 1900.

Skell Miller  
2874 Claimant  
to } Cherokee Indian  
Citizenship

P. Green Cove, Va.

(Bijou family)

Repetra

Filed Sept 7/89  
as McKinnon  
con

John B. Calver  
Sias Creek  
MC



Affidavit of Witness  
State of North Carolina  
County of Ashe,

Before me W H Blum a Justice of the Peace  
in and for the County and State aforesaid,  
Personally appeared Siska Blum who states on  
Oath, that he is 94 years old and a Resident of  
Ashe County North Carolina, That he is Personally  
acquainted with Wells Miller who is an  
applicant for citizenship in the Cherokee  
Nation and I, That he knows from his own  
Personal Knowledge that he is the identical  
Person he Represents himself to be, That he is  
the Son of Bashaba Miller who was a Daughter  
of Wells Blum, who was a Son of Lydia  
Blum, who was a Daughter of Owen  
Sizemore, who was a Son of Ned Sizemore,  
a full blood Cherokee Indian; affiant further  
states on Oath, that he has known the said  
Wells Miller for the last 25 years, and that  
during that time he was Personally acquainted  
with the said Wells Miller and that he was  
known Recognized and Treated by his Neighbors  
and the Public generally as a Person of Cherokee  
Indian Blood, That the said Ned Sizemore  
Emmigrated from the Cherokee Reservation  
in N.C. and Settled in Ashe County N.C.,  
affiant further states that the Complexion  
Physical appearance Language manners of  
the said Wells Miller indicate that he is

is of Cherokee Indian blood, and from these facts and circumstances and from statements made by the said Wells Miller affiant has every reason to believe and does believe that the said Wells Miller is of Cherokee Indian blood; Affiant further states that he has no interest directly or indirectly in the Prosecution of the claims of said Wells Miller to citizenship in said Nation, that he is not related to the said Wells Miller by blood or marriage, that the said Wells Miller is of Cherokee and white descent. Elisha Blevins

Subscribed and Sworn to before me this the 25 day of Oct-1888 and I further certify that I am well acquainted with affiant Elisha Blevins and know him to be a person of Credability and of truth and Veracity.

W. Blevins J. P.

STATE OF NORTH CAROLINA,  
ASHE COUNTY.

I, POINDEXTER BLEVINS, Clerk of the Superior Court of said county, do certify that .....  
Blevins, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of said Court, this 4. day of August, 1890.

P. Blevins  
Clerk Superior Court.

✓  
Nation's No. 1482  
Commission's No. 777  
In re Application of

*Wm. M. Miller*

**Demurrer and Answer.**

FILED SEPT 26 1897  
A. S. LICKENON

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of.....

Nation's No. ....

Commission's No. ....

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the  
said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy,  
and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant.....  
entitled to citizenship.

Respondent not waiving his ~~alorsaid demurrer~~, but insisting upon the same for answer to said appli-  
cation, says that.....

..... through whom the petitioner..... claims to derive..... right  
to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since  
the removal of said Nation, west to the Indian Territory as at present located and defined; that his name  
does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now  
reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By..... Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the  
matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the..... day of..... 1896.

NOTARY PUBLIC.



**End**

778

SERVICE AFFIDAVIT.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

I, J. N. BALDWIN, do solemnly swear that on the Fourth day September, 1896, I, in person, delivered to WM. HASTINGS, FRANK J. BOUDINOT and WM. T. HUTCHINGS, Attorneys for the Cherokee Nation, at Tahlequah, I. T., a package which contained a true copy of the application of *Nathan Chipp* for Citizenship in the Cherokee Nation, Ind. Ter.,

and of the affidavits of *himself, Samuel Davis, Wm Price*  
*Alfred Price Wm A Lewis J H Barton*  
*Samuel Davis*

in support of same, the originals of which are now filed with the Honorable DAWES COMMISSION, at Vinita, Ind. Ter. That affiant has no interest in this matter.

Subscribed and sworn to before me this, the

7 day of September, 1896.

*J. N. Baldwin*  
*W. H. Davis* Notary Public

*My Commission Expires Mar 7<sup>th</sup> 1900*

Claim

to  $\frac{1}{3}$  Nathan Phipps

Cherokee Indian Citizenship



# PETITION AND MEMORIAL.

FOR CHEROKEE INDIAN CITIZENSHIP.

TO The Honorable Daves Commission  
Your petitioner, Nathan Phipps, earnestly and respectfully represents that he is One

Sixteenth Cherokee Indian by blood, deriving the same from his lineal ancestor, the late  
Ned Sizemore through his mother Mary Ann Phipps,  
who was a daughter of Robert and Mary Ann Phipps, the  
latter of whom was a daughter of Robert and Catherine  
Hart the latter of whom was a daughter of Ned Sizemore, a full blood Cherokee Indian

Your petitioner therefore submits to your honorable body the above statement of facts as grounds for his  
application for Cherokee Indian citizenship as aforesaid in the Cherokee Nation and asks for a full and com-  
plete investigation of his claim and if the same is found to be valid and correct as herein stated, that he be  
allowed all the rights, privileges and immunities of other citizens of said Nation.

Petitioner's full name is Nathan Phipps, age fifty-eight years.  
residence Ashe County in the State of North Carolina postoffice address Waverford  
County of Ashe State of North Carolina occupation that of a farmer

and a married man and the father of the following named minor  
children, James Phipps, aged 20 years; Franklin Phipps, aged  
14 years.

Attesting witnesses,

Most Respectfully Submitted,

..... [SEAL.]  
..... [SEAL.]  
State of North Carolina } ss.  
County of Ashe }

Nathan Phipps [SEAL]

Personally appeared before me, Wm. H. Hask, a Justice of the Peace  
in and for said county in the State aforesaid, Nathan Phipps, the petitioner in the above  
petition for Cherokee Indian citizenship in the Cherokee Nation, Indian Territory, U. S. A., who after being  
duly sworn according to law states that the facts set forth in his said petition above are true as stated  
therein, this the 13<sup>th</sup> day of July 1896.  
Attesting witnesses, Wm. H. Hask [SEAL]

..... [SEAL.]  
..... [SEAL.]  
Subscribed and sworn to before me, a Justice of the Peace as aforesaid, on this 13<sup>th</sup> day of  
July 1896, and I do certify that I am personally acquainted with Nathan Phipps  
the said petitioner, and know that he is a credible person and entitled to full faith and credit before any of the  
Courts of the State of North Carolina, and that I have no interest directly or indirectly in the pro-  
secution of his said claim for Cherokee Indian citizenship and am not related to him by blood or marriage.

Wm. H. Hask J.P.

STATE OF NORTH CAROLINA, } ss.

I, FORDEXTER BLEVINS, Clerk of the Superior Court of said county, do certify that Wm. H. Hask  
Hask Esq., whose name is signed to the foregoing certificate, was at the time of so doing a  
Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts  
are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of  
said Court, this 18<sup>th</sup> day of August, 1896.

F. D. Blevins  
Clerk Superior Court.

# GENERAL AFFIDAVIT.

IN THE MATTER OF CLAIM.

Of *Nathan Phipps* To Cherokee Indian Citizenship.

AFFIDAVIT OF *Claimant*

State of *North Carolina*  
County of *Ashe*

On this, the *13<sup>th</sup>* day of *July* A. D. 189*6*, personally before me, *M. C. Nash*

, a Justice of the Peace in and for the county aforesaid, duly authorized to administer oaths, appeared *Nathan Phipps*, aged *58* years, a resident of *Ashe*

County, and State of *North Carolina*, whose postoffice is *Weaverfork*, who after being duly sworn according to law, says that he is *one sixteenth* Indian by blood and

a claimant for *Cherokee* Indian citizenship. Affiant further says on oath.

*that he derives his Cherokee Indian blood from his late ancestor, Ned Sizemore as set out in his Petition and Memorial*

and is a direct lineal descendant of the *Sizemore* family, whose name he believes appears upon the census rolls, that were taken by the United States government, by blood, of the Cherokee tribe of Indians. Affiant further says that he believes the said *Sizemore* family to be of Cherokee Indian blood, and were members of the *Cherokee* tribe of Indians.

Affiant further says: he has been taught and has heard from his earliest youth that he is a descendant of a *Cherokee* Indian family and that affiant has been recognized and treated by his neighbors and the public generally as a person of *Cherokee* Indian blood and that from his complexion and physical appearance he has every reason to believe and does believe that he is of *Cherokee* Indian blood and is an admixture of *White* and Cherokee and at least one *sixteenth* Indian by blood.

Affiant further says the above statements are true to the best of his knowledge and belief.

Subscribed and sworn to before me, this *13<sup>th</sup>* day of *July* A. D. 189*6*, and I further certify that the foregoing affidavit was read to affiant in my presence. That said affiant is to me personally known (or has been satisfactorily identified before me) and I verily believe him to be a credible person.

*M. C. Nash J. P.*

In the matter of the claim of the descend-  
ants of Ned Sizemore to citizenship in the  
Cherokee Nation, I. T.

State of North Carolina, }  
County of Ashe } ss.

Before me, the undersigned Justice of the Peace, in and for the coun-  
ty of Ashe, in the State aforesaid, personally appeared Samuel Davis, who  
after being duly sworn, states that he is seventy-seven years of age, a resi-  
dent of Grayson county, Va., whose postoffice address is Grassy Creek,  
Ashe county, N. C.; that he has lived in Grayson county, Va., all his life;  
that about sixty years ago, he well and personally knew one Ned Sizemore,  
who was a Cherokee Indian of the full blood then living in Ashe county,  
county, N. C.; that said Sizemore, prior to that time had come from the  
Cherokee tribe in western North Carolina, or Georgia; that said Sizemore  
had the appearance of a full blood Indian and was so treated and recognis-  
ed by his neighbors and acquaintances; that he made frequent visits to the  
home of said tribe after affiant first knew him; that he died in Ashe coun-  
ty, N. C., and had a numerous family of sons and daughters, one son Owen  
Sizemore, had a daughter Lyddia who married James Blevins and another  
daughter who married one Stamper, from whom have descended a number  
of these claimants; and that said Ned Sizemore had one daughter Cath-  
arine who married one James Hart; that said James and Catharine Hart  
had sons, Ned and George among others, and Catharine who afterwards  
married one Baldwin and subsequently one Caldwell, and Margery who  
married one Robert Hash and settled in Grayson county, Va., near the N.

C., and Va. State line and near the home of affiant; that he often saw said Ned Sizemore at the home of the said Margery Hash, his grand-daughter, and remembers to have seen him there once with a pet bear following him; and that said Ned Sizemore could speak English only very imperfectly.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of said Ned Sizemore's descendants to citizenship in the Cherokee Nation, I. T.

Given under my hand this 10th day of August, A. D. 1896.

[Signed] SAMUEL DAVIS

Sworn to and subscribed before me this 10th day of August, A. D. 1896, and I certify that I am well acquainted with said Samuel Davis and know him to be entitled to full faith and credit and a truthful person.

[Signed] M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelle Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)



In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T,

State of North Carolina, } ss:  
County of Ashe,

On this 19th day of August A. D. 1896, personally appeared before the undersigned Justice of the Peace in and for the county of Ashe in the State aforesaid, Alfred Price, aged 76 years, whose postoffice address is Crumpler, Ashe county, N. C., and states that some sixty years ago he personally knew one Ned Sizemore who then lived in Ashe county, North Carolina, and who was a Cherokee Indian of the full blood, having come several years prior to that time from the Cherokee reservation and settled in Ashe county, N. C., that said Ned Sizemore had the appearance of being a full blood Indian, and was so treated and regarded by his neighbors and acquaintances; that said Sizemore died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen who was the father of Lyddia Sizemore who married James Blevins and who was the mother of James, Eli, George, Wells Blevins from whom have sprung a number of the present claimants; that Catharine was the name of a daughter of said Ned Sizemore who married one James Hart and who had several sons and daughters, Margery who married Robert Hush, George Hart who was the father of Margery Peak and Cornelia Peak and Grubb Hart; said Ned Sizemore also had other sons and daughters and said Catharine Hart was the mother of Catharine Caldwell who was the mother of Nancy Caldwell and William D. Baldwin; that said Catharine Hart was the mother also of Ned Hart, Morris Hart and others.

Affiant states these facts from his own personal knowledge and observation. Given this Aug. the 19th, 1896.

[Signed] ALFRED x PRICE  
his mark.

Subscribed and sworn to before me this 19th day of August, 1896, and I certify that the contents of the foregoing affidavit were fully made known to affiant before signing and swearing, and that said Alfred Price is a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed] L. HURLY, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of court under seal of court.)

In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

STATE OF NORTH CAROLINA, }  
County of Ashe } SS,

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared William Price, whose postoffice address is Weaversford, N. C., who after being duly sworn states that he was born and raised in Ashe county, N. C., and that some sixty or seventy years ago he well knew one Ned Sizemore who was a full blood Cherokee Indian and made his home at that time on the waters of Cranberry Creek, in Ashe county, N. C.; that said Sizemore had come from the home of the Cherokee tribe in Western N. C., or Ga., some several years prior to the time affiant first knew; that he often went back to where said tribe was located after affiant first knew him but finally made his home in Ashe county, N. C., where he subsequently died; that said Sizemore had a numerous family of sons and daughters, two of whom, Owen Sizemore, a son and Catharine Sizemore, a daughter affiant well and personally knew; that said Owen Sizemore had a daughter, Lyddia who married one James Blevins, and lived in Ashe county, N. C.; that said James and Lyddia Blevins had several sons and daughters from whom have descended a number of the present claimants; that said Catharine Sizemore, a daughter of said Ned Sizemore married one James Hart, and had numerous sons and daughters among whom were Catharine who married one Baldwin and subsequently married one Caldwell, and Margery who married Robert Hash, and settled in Grayson Co., Va., near the Va. and N. C. State line, Ned Hart, who settled in Ashe county N. C., from whom have descended a number of the present claimants. Affiant further states that said Ned Sizemore had every appearance of being a full blood Indian; that he claimed to be a member of the Cherokee tribe and was so recognized by the said Cherokee tribe and members thereof; that he was recognized and treated by his neighbors and acquaintances in Ashe county, N. C., and Grayson county, Va., as a full blood Indian.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

Given under my hand this 11th day of August, A. D. 1896.

Attest J. H. BARTON, [Signed] his WILLIAM x PRICE.  
mark.

Sworn to and subscribed before me this 11th day of August, A. D. 1896, and I further certify that I am well acquainted with the said William Price and know him to be a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed] M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelie Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)

Statement of the Claim of the Descendants of Ned Sizemore to  
Citizenship in the Cherokee Nation, I. T. :  
TERRITORY, } ss.  
Cherokee Nation.

On the 2nd day of September, A. D., 1896, personally ap-  
peared before me, the undersigned Notary Public, within and for the  
District of the Indian Territory, William A. Lewis, aged  
[redacted] years, whose postoffice address is Ft. Gibson, Cherokee  
Territory, who, after being first duly sworn, deposes and says:  
That he is a Cherokee by birth and came to the Indian Territory with  
his tribe on its migration from the east, that he was well  
known to the majority of the members of said tribe who so  
remained in the east; that he was personally acquainted with one Ned Sizemore, in  
the old Cherokee Nation, and knows that he was al-  
ways recognized and treated as a Cherokee Indian, and from the  
knowledge of said Sizemore and his acquaintance with him, affi-  
rms him to have been a Cherokee Indian by blood and of  
full blood; that he knew said Sizemore from about the year  
[redacted] in North Carolina, and believes that said Sizemore was en-  
rolled in the Cherokee enrollment of about that date, and again in  
Wafford enrollment.

Affiant further states that he knew one James Hart, whom he be-  
lieves to have been so enrolled and who married Catharine, the daughter  
of said Sizemore, and affiant also remembers that said Ned Size-  
more had a son by name of Owen and also another son by name of  
[redacted]. Affiant further states that said Ned Sizemore and his family,  
on migration of the Cherokees to the Indian Territory, remained  
in North Carolina and from the best of his information he believes  
that said Ned Sizemore afterwards settled, lived and died in Ashe  
County, North Carolina.

Affiant states these facts from his own personal knowledge. Af-  
fiant further states that he was born and partially reared a near neighbor to  
the Sizemore and Hart families, and was familiar with them, in school  
and playmates and associates.

Given under my hand and seal this the day and date first above  
written.

Subscribed and sworn to before me this, the 2nd day of Sept.,  
1896.

My commission expires, [redacted] Notary Public.

## Affidavit of Witness.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

Before me, the undersigned Notary Public in and for the Northern District of the Indian Territory, personally appeared J. H. Boster, who after being by me duly sworn states that he is 55 years of age, and a resident of Ashe County, and State of North Carolina, whose postoffice address is Waverly, N. C., in said County, and that he is personally acquainted with Nathan Phipps, who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant Nathan Phipps states that the said Nathan Phipps is the identical person he represents himself to be in his application for citizenship in said Nation, and that he has known the said applicant for the past 25 years and knows that he is and has been recognized and treated by his neighbors, acquaintances and the public generally, as a person having Cherokee blood; and that the complexion, physical appearance, language and manners of the said applicant indicate that he is of Cherokee blood. That from above facts and circumstances and from statements made to him by the said applicant affiant states he has every reason to believe and does believe that the said applicant is of Cherokee Indian blood.

Subscribed and sworn to before me, this 3 day of September, A. D., 1896.

My Commission expires, March 7, 1900.



# AFFIDAVIT OF WITNESS.

State of *North Carolina* } ss.  
County of *Ashe*

Before me, the undersigned, a *Justice of the Peace* in and for the County and State aforesaid, personally appeared *Samuel Davis* who after being by me duly sworn states that he is 77 years of age, and a citizen of *Swain* County, and State of *Virginia* and that he is personally acquainted with *Nathan Phipps* who is an applicant for citizenship in the *Cherokee* Nation, I. T., and affiant further states that the said *Nathan Phipps* is the identical person he represents himself to be in his application for citizenship in said Nation, and that the said *Nathan Phipps* is a son of *Mary Ann Phipps* who was a daughter of *Margery Hash*, who was a daughter of *Catharine Hail*, who was a daughter of *Ned Squire* who was a *Cherokee* Indian of the full blood; and is the father of two minor children; *Jones Phipps* and *Franklin Phipps*.

Affiant further states that he has known the said *Nathan Phipps* for the past 40 years and knows that he is and has been recognized and treated by his neighbors, acquaintances and the public generally, as a person having *Cherokee* Indian blood; and that the complexion, physical appearance, language and manners of the said *Nathan Phipps* indicate that the said *Nathan Phipps* is of Indian blood. That from the above facts and circumstances and from statements made to him by the said *Nathan Phipps* affiant states he has every reason to believe, and does believe that the said *Nathan Phipps* is of *Cherokee* Indian blood. Affiant further states that he has no interest whatever in the prosecution of the claim of the said *Nathan Phipps* to citizenship in the *Cherokee* Nation, I. T., and that he is not related by blood or marriage to the said *Nathan Phipps*. *Samuel Davis*

Subscribed and sworn to before me this *10* day of *August* A. D., 189*6*, and I further certify that I am well acquainted with the said *Nathan Phipps* and know him to be a person of credibility and of truth and veracity.

My commission expires on the *10* day of *August*, 189*6*.

STATE OF NORTH CAROLINA, } ss.  
Ashe County.

I, *POINDEXTER BLEVINS*, Clerk of the Superior Court of said county, do certify that *M. C. Hash*, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of said Court, this *12* day of *August*, 1896.

*P. Blevins*  
Clerk Superior Court.

0,1321-

778

Nation's No. 1759

Commission's No. ....

In re Application of

*Nathan Phipps*

**Demurrer and Answer.**

FILED SEPT. 27 1896

A. S. McKENNON

COM 'R'

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of  
*Nathan Shippo*  
*et al*  
for citizenship in the Cherokee Nation.

Nation's No. ....  
Commission's No. ....

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the  
said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy,  
and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant *is*  
entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said appli-  
cation, says that *Not Dismissed*  
..... through whom the petitioner claims to derive *his* right  
to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since  
the removal of said Nation, west to the Indian Territory as at present located and defined; that his name  
does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now  
reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *Hastings, Hutchins & Bondine* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the  
matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the *17th* day of *Sept*, 1896.

*J. J. Ball*  
NOTARY PUBLIC.

**End**





SERVICE AFFIDAVIT.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

I, J. N. BALDWIN, do solemnly swear that on the Fourth day September, 1896, I, in person, delivered to WM. HASTINGS, FRANK J. BOUDINOT and WM. T. HUTCHINGS, Attorneys for the Cherokee Nation, at Tahlequah, I. T., a package which contained a true copy of the application of

*Lodemia Adams* for Citizenship in the Cherokee Nation, Ind. Ter.,

and of the affidavits of *herself, Wm Price, Alfred Price*  
*Wm. A. Lewis, J H Barton & Samuel Davis*

in support of same, the originals of which are now filed with the Honorable DAWES COMMISSION, at Vinita, Ind. Ter. That affiant has no interest in this matter.

Subscribed and sworn to before me this, the *7* day of September, 1896.

*J N Baldwin*  
*W H Hastings* Notary Public

*My Commission Expires Mar 7 1900*

*James Adams*  
*Claimant*  
*Master, Indian Citizen*  
*Ship*

PETITION AND MEMORIAL.  
FOR CHEROKEE INDIAN CITIZENSHIP.

TO The Hon. Dawes Commission:

Your petitioner, Ludenia Adams, earnestly and respectfully represents that he is One  
Thirty-second Cherokee Indian by blood, deriving the same from his lineal ancestor, the late  
Ned Sizemore through his mother Catharine Adams, who is  
a daughter of Nancy Caldwell, who was a daughter of Catharine Cald-  
well, who was a daughter of Catharine Hart, who was a daughter  
of said Ned Sizemore, who was a Cherokee Indian of the  
full blood.

Your petitioner therefore submits to your honorable body the above statement of facts as grounds for her  
application for Cherokee Indian citizenship as aforesaid in the Cherokee Nation and asks for a full and com-  
plete investigation of her claim and if the same is found to be valid and correct as herein stated, that she be  
allowed all the rights, privileges and immunities of other citizens of said Nation.

Petitioner's full name is Ludenia Adams, age thirty-five years.  
residence Grayson Co., in the State of Virginia, postoffice address Edgewater  
County of Grayson, State of Virginia, occupation that of a house-  
wife and is the mother of one infant child, Willie  
Adams, aged 9 years

Attesting witnesses,

R. M. Lane [SEAL.]  
Jess. B. Lohel [SEAL.]  
State of North Carolina } ss.  
County of Ashe

Most Respectfully Submitted,

Ludenia Adams [SEAL.]

Personally appeared before me, M. C. Hask, a Justice of the Peace  
in and for said county in the State aforesaid, Ludenia Adams, the petitioner in the above

petition for Cherokee Indian citizenship in the Cherokee Nation, Indian Territory, U. S. A., who after being  
duly sworn according to law states that the facts set forth in her said petition above are true as stated  
therein, this the 27 day of July 1896.

Attesting witnesses,

R. M. Lane [SEAL.]  
Jess. B. Lohel [SEAL.]

Ludenia Adams [SEAL.]

Subscribed and sworn to before me, a Justice of the Peace as aforesaid, on this 27 day of  
July 1896, and I do certify that I am personally acquainted with Ludenia Adams  
the said petitioner, and know that he is a credible person and entitled to full faith and credit before any of the  
Courts of the State of North Carolina, and that I have no interest directly or indirectly in the pros-  
ecution of his said claim, for Cherokee Indian citizenship and am not related to him by blood or marriage.

M. C. Hask J. P.

STATE OF NORTH CAROLINA, } ss.  
Ashe County,

I, POINDEXTER BLEVINS, Clerk of the Superior Court of said county, do certify that M. C. Hask  
Hask, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a  
Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts  
are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of  
said Court, this 18 day of August, 1896.

P. Blevins  
Clerk Superior Court



# GENERAL AFFIDAVIT.

IN THE MATTER OF CLAIM.

*Ludemia Adams* ..... To Cherokee Indian Citizenship.

AFFIDAVIT OF *Claimant*

State of *North Carolina* }  
County of *Ashe* } ss.

On this, the *27* day of *July* A. D., 189*6*, personally before me, *M. C. Hosh*, a Justice of the Peace in and for the county aforesaid, duly authorized to administer oaths, appeared *Ludemia Adams*, aged *35* years, a resident of *Grayson* County, and State of *Virginia*, whose postoffice is *Edgewater Va.* who after being duly sworn according to law, says that she is *one thirty-second* Indian by blood and a claimant for *Cherokee* Indian citizenship. Affiant further says on oath *that she derives her Indian blood from her ancestor Ned Sizemore, a full blood Cherokee Indian, as set out in her Petition and Memorial*

and is a direct lineal descendant of the *Sizemore* family, whose name she believes appears upon the census rolls, that were taken by the United States government, by blood, of the Cherokee tribe of Indians. Affiant further says that she believes the said *Sizemore family* to be of Cherokee Indian blood, and were members of the *Cherokee* tribe of Indians.

Affiant further says she has been taught and has heard from her earliest youth that she is a descendant of a *Cherokee* Indian family and that affiant has been recognized and treated by her neighbors and the public generally as a person of *Cherokee* Indian blood and that from her complexion and physical appearance she has every reason to believe and does believe that she is of *Cherokee* Indian blood and is an admixture of *white* and Cherokee and at least one *thirty-second* Indian by blood.

Affiant further says the above statements are true to the best of her knowledge and belief.

Attest  
*R. M. Lane*  
*Jess B. Adair*

*Ludemia Adams* .....  
Subscribed and sworn to before me, this *27* day of *July* A. D., 189*6*, and I further certify that the foregoing affidavit was read to affiant in my presence. That said affiant is to me personally known (or has been satisfactorily identified before me) and I verily believe her to be a credible person.

*M. C. Hosh J.P.*

X

In the matter of the claim of the descend-  
ants of Ned Sizemore to citizenship in the  
Cherokee Nation, I. T.

STATE OF NORTH CAROLINA, } ss,  
County of Ashe

Before me, the undersigned Justice of the Peace, in and for the coun-  
ty of Ashe, in the State aforesaid, personally appeared Samuel Davis, who  
after being duly sworn, states that he is seventy-seven years of age, a resi-  
dent of Grayson county, Va., whose postoffice address is Grassy Creek,  
Ashe county, N. C.; that he has lived in Grayson county, Va., all his life;  
that about sixty years ago, he well and personally knew one Ned Sizemore,  
who was a Cherokee Indian of the full blood then living in Ashe county,  
county, N. C.; that said Sizemore, prior to that time had come from the  
Cherokee tribe in western North Carolina, or Georgia; that said Sizemore  
had the appearance of a full blood Indian and was so treated and recogniz-  
ed by his neighbors and acquaintances; that he made frequent visits to the  
home of said tribe after affiant first knew him; that he died in Ashe coun-  
ty, N. C., and had a numerous family of sons and daughters, one son Owen  
Sizemore, had a daughter Lyddia who married James Blevins and another  
daughter who married one Stamper, from whom have descended a number  
of these claimants; and that said Ned Sizemore had one daughter Cath-  
arine who married one James Hart; that said James and Catharine Hart  
had sons, Ned and George among others, and Catharine who afterwards  
married one Baldwin and subsequently one Caldwell, and Margery who  
married one Robert Hash and settled in Grayson county, Va., near the N.

C., and Va. State line and near the home of affiant; that he often saw said Ned Sizemore at the home of the said Margery Hash, his grand-daughter, and remembers to have seen him there once with a pet bear following him; and that said Ned Sizemore could speak English only very imperfectly.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of said Ned Sizemore's descendants to citizenship in the Cherokee Nation, I. T.

Given under my hand this 10th day of August, A. D. 1896.

[Signed] SAMUEL DAVIS.

Sworn to and subscribed before me this 10th day of August, A. D. 1896, and I certify that I am well acquainted with said Samuel Davis and know him to be entitled to full faith and credit and a truthful person.

[Signed] M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)

In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T,

State of North Carolina, } ss:  
County of Ashe, }

On this 19th, day of August A. D. 1896, personally appeared before the undersigned Justice of the Peace in and for the county of Ashe in the State aforesaid, Alfred Price, aged 76 years, whose postoffice address is Crumpler, Ashe county, N. C., and states that some sixty years ago he personally knew one Ned Sizemore who then lived in Ashe county, North Carolina, and who was a Cherokee Indian of the full blood, having come several years prior to that time from the Cherokee reservation and settled in Ashe county, N. C., that said Ned Sizemore had the appearance of being a full blood Indian, and was so treated and regarded by his neighbors and acquaintances; that said Sizemore died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen who was the father of Lyddia Sizemore who married James Blevins and who was the mother of James, Eli, George, Wells Blevins from whom have sprung a number of the present claimants; that Catharine was the name of a daughter of said Ned Sizemore who married one James Hart and who had several sons and daughters, Margery who married Robert Hash, George Hart who was the father of Margery Peak and Cornelia Peak and Grubb Hart; said Ned Sizemore also had other sons and daughters and said Catharine Hart was the mother of Catharine Caldwell who was the mother of Nancy Caldwell and William D. Baldwin; that said Catharine Hart was the mother also of Ned Hart, Morris Hart and others.

Affiant states these facts from his own personal knowledge and observation. Given this Aug. the 19th, 1896.

[Signed] his  
ALFRED x PRICE.

Subscribed and sworn to before me this 19th day of August, 1896, and I certify that the contents of the foregoing affidavit were fully made known to affiant before signing and swearing, and that said Alfred Price is a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed] L. HURLY, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.

Official character and genuineness of signature of Justice certified by Clerk of court under seal of court.)



In the matter of the claim of the descend-  
ants of Ned Sizemore to citizenship in the  
Cherokee Nation, I. T.

STATE OF NORTH CAROLINA, }  
County of Ashe } ss,

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared William Price, aged 86 years, a resident of Ashe county, State of North Carolina, whose postoffice address is Weaversford, N. C., who after being duly sworn states that he was born and raised in Ashe county, N. C., and that some sixty or seventy years ago he well knew one Ned Sizemore who was a full blood Cherokee Indian and made his home at that time on the waters of Cranberry Creek, in Ashe county, N. C.; that said Sizemore had come from the home of the Cherokee tribe in Western N. C., or Ga., some several years prior to the time affiant first knew; that he often went back to where said tribe was located after affiant first knew him but finally made his home in Ashe county, N. C., where he subsequently died; that said Sizemore had a numerous family of sons and daughters, two of whom, Owen Sizemore, a son and Catharine Sizemore, a daughter affiant well and personally knew; that said Owen Sizemore had a daughter, Lyddia who married one James Blevins, and lived in Ashe county, N. C.; that said James and Lyddia Blevins had several sons and daughters from whom have descended a number of the present claimants; that said Catharine Sizemore, a daughter of said Ned Sizemore married one James Hart, and had numerous sons and daughters among whom were Catharine who married one Baldwin and subsequently married one Caldwell, and Margery who married Robert Hash, and settled in Grayson Co., Va., near the Va., and N. C. State line, Ned Hart, who settled in Ashe county N. C., from whom have descended a number of the present claimants. Affiant further states that said Ned Sizemore had every appearance of being a full blood Indian; that he claimed to be a member of the Cherokee tribe and was so recognized by the said Cherokee tribe and members thereof; that he was recognized and treated by his neighbors and acquaintances in Ashe county, N. C., and Grayson county, Va., as a full blood Indian.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

Given under my hand this 11th day of August, A. D. 1896.

Attest J. H. BARTON, [Signed] his WILLIAM x PRICE.  
mark.

Sworn to and subscribed before me this 11th day of August, A. D. 1896, and I further certify that I am well acquainted with the said William Price and know him to be a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed] M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)

In the Matter of the Claim of the Descendants of Ned Sizemore to  
Citizenship in the Cherokee Nation, I. T.:

INDIAN TERRITORY, } ss.  
Cherokee Nation. }

On this, the 2nd day of September, A. D., 1896, personally ap-  
peared before me, the undersigned Notary Public, within and for the  
Northern District of the Indian Territory, William A. Lewis, aged  
seventy-nine years, whose postoffice address is Ft. Gibson, Cherokee  
Nation, I. T., who, after being first duly sworn, deposes and says:  
That he is a Cherokee by birth and came to the Indian Territory with  
the Cherokee tribe on its migration from the east, that he was well  
acquainted with the majority of the members of said tribe who so  
migrated as well as of those who remained in the east; that he  
was well and personally acquainted with one Ned Sizemore, in  
North Carolina, old Cherokee Nation, and knows that he was al-  
ways recognized and treated as a Cherokee Indian, and from the  
appearance of said Sizemore and his acquaintance with him, affi-  
ant knows him to have been a Cherokee Indian by blood and of  
the full blood; that he knew said Sizemore from about the year  
1822, in North Carolina, and believes that said Sizemore was en-  
rolled in the Cherokee enrollment of about that date, and again in  
the Wafford enrollment.

Affiant further states that he knew one James Hart, whom he be-  
lieves to have been so enrolled and who married Catharine, the daughter  
of said Ned Sizemore, and affiant also remembers that said Ned Size-  
more had a son by name of Owen and also another son by name of  
George. Affiant further states that said Ned Sizemore and his family,  
on the migration of the Cherokees to the Indian Territory, remained  
in North Carolina and from the best of his information he believes  
that said Ned Sizemore afterwards settled, lived and died in Ashe  
County, North Carolina.

Affiant states these facts from his own personal knowledge. Af-  
fiant states that he was born and partially reared a near neighbor to  
the Sizemore and Hart families, and was familiar with them, in school  
and as playmates and associates.

Given under my hand and seal this the day and date first above  
written.

Subscribed and sworn to before me this, the 2nd day of Sept.,  
1896.

My commission expires

*Wm A Lewis* [SEAL]

*W A Lewis*, Notary Public.

*Mar 7, 1900*

## Affidavit of Witness.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

Before me, the undersigned Notary Public in and for the Northern District of the Indian Territory, personally appeared J. H. Barton, who after being by me duly sworn states that he is 55 years of age, and a resident of Ashe County, and State of North Carolina, whose postoffice address is Wasson, in said County, and that he is personally acquainted with Ludemy Adams who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant further states that the said Ludemy Adams is the identical person he represents himself to be in his application for citizenship in said Nation, and that he has known the said applicant for the past 20 years and knows that he is and has been recognized and treated by his neighbors, acquaintances and the public generally, as a person having Cherokee blood; and that the complexion, physical appearance, language and manners of the said applicant indicate that he is of Cherokee blood. That from above facts and circumstances and from statements made to him by the said applicant affiant states he has every reason to believe and does believe that the said applicant is of Cherokee Indian blood.

Subscribed and sworn to before me, this 3rd day of September, A. D., 1896.  
J. H. Barton  
M. H. Hobbs Notary Public.

My Commission expires, March 7, 1900.

#2872

No. ....

IN THE MATTER OF

*Ludmila Adams*

Claim to Citizenship in *Cherokee*

Nation, I. T.

*Po Seogewater, Va*

*Repealed*

*(Beymore family)*

*Filed Dec 7/896*

*As mentioned  
comr*

*John Baldwin  
Silas Creek  
me*



# AFFIDAVIT OF WITNESS.

STATE OF *North Carolina* } ss:  
COUNTY OF *Ashe*

Before me, the undersigned, a *Justice of the Peace* in and for the County and State aforesaid, personally appeared *Samuel Davis* who after being by me duly sworn states that he is *77* years of age; and a citizen of *Waynes* County, and State of *Virginia* and that he is personally acquainted with *Ludenia Adams*, who is an applicant for citizenship in the *Cherokee Nation, I. T.*, and affiant further states that the said *Ludenia Adams* is the identical person he represents himself to be in his application for citizenship in said Nation, and that the said *Ludenia Adams* is a daughter of *Catherine Adams* who is a daughter of *Harvey Caldwell*, who is a daughter of *Catherine Caldwell*, who was a daughter of *Catherine Hart* who was a daughter of *Ned Squire* who was a Cherokee Indian of the full blood; and is the mother of our minor child; *Willie Adams*

Affiant further states that he has known the said *Ludenia Adams* for the past *30* years and knows that she is and has been recognized and treated by her neighbors, acquaintances and the public generally, as a person having *Cherokee* Indian blood; and that the complexion, physical appearance, language and manners of the said *Ludenia Adams* indicate that the said *Ludenia Adams* is of Indian blood. That from the above facts and circumstances and from statements made to him by the said *Ludenia Adams* affiant states he has every reason to believe and does believe that the said *Ludenia Adams* is of *Cherokee* Indian blood.

Affiant further states that he has no interest whatever in the prosecution of the claim of the said *Ludenia Adams* to citizenship in the *Cherokee Nation, I. T.*, and that he is not related by blood or marriage to the said *Ludenia Adams*

Attest,

*Samuel Davis*

Subscribed and sworn to before me, this *11* day of *Aug.* A. D., *1896*, and I further certify that I am well acquainted with the said *Samuel Davis* and know him to be a person of credibility and of truth and veracity.

My commission expires on the \_\_\_\_\_ day of \_\_\_\_\_ 189\_\_

*M. C. Hark J. P.*

STATE OF NORTH CAROLINA, } ss.  
Ashe County,

I, *POINDEXTER BLIVINS*, Clerk of the Superior Court of said county, do certify that *M. C. Hark* Esq., whose name is signed to the foregoing certificate, was at the time of so doing a Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts

are true and correct, and that the signature above is genuine. Witness my hand and seal of said court, this *12* day of *August* 189*6*.

*P. Blivins*  
Clerk Superior Court.

Nation's No. 1156

Commission's No. 1119

In re Application of

*Frederick A. Jones*

Demurrer and Answer

FILED SEPT. 10 1908

A. S. MCKENNON

COM'R

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of

*Isidore A. Adams*

Nation's No. ....

Commission's No. ....

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the  
said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy,  
and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant  
entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said appli-  
cation, says that

*Alfred D. Williams*  
through whom the petitioner claim to derive *her* right  
to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since  
the removal of said Nation, west to the Indian Territory as at present located and defined; that *his* name  
does not appear on any of the authenticated rolls of said Nation; that neither *he* nor any of *his* ancestors now  
reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *John L. Adair, H. L. Adair, & B. J. Ball* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the  
matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the *17th* day of *Sept.*, 1896.

*D. J. Ball*

NOTARY PUBLIC.

**End**



780

✓

780

132

Nation's No. 1826  
Commission's No. ....

In re Application of  
*Joseph J. Thompson*

Demurrer and Answer.

FILED SEPT 26 1896  
A. S. MICHENON  
COM'R

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of  
*Charles J. Stamp*  
for citizenship in the Cherokee Nation.

Nation's No. ....  
Commission's No. ....

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the  
said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy,  
and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant *is*  
entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said appli-  
cation, says that *red Sizen*

..... through whom the petitioner..... claim to derive *her* right  
to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since  
the removal of said Nation, west to the Indian Territory as at present located and defined; that his name  
does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now  
reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

By *Sutcliffe Hoachings & Baudinot* S. H. MAYES, Principal Chief Cherokee Nation. Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the  
matters contained in the foregoing answer are true, to the best of his knowledge and belief.

*John L. Adair*  
Subscribed and sworn to before me this *17th* day of *Sept* 1896.  
*D. J. Ball*  
NOTARY PUBLIC.

SERVICE AFFIDAVIT.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

I, J. N. BALDWIN, do solemnly swear that on the Fourth day September, 1896, I, in person, delivered to WM. HASTINGS, FRANK J. BOUDINOT and WM. T. HUTCHINGS, Attorneys for the Cherokee Nation, at Tahlequah, I. T., a package which contained a true copy of the application of

*Sarah J. Stump* for Citizenship in the Cherokee Nation, Ind. Ter.

and of the affidavits of

*Wm Price, Alfred Price, Wm A. Lewis, J H Barton & Samuel Davis*

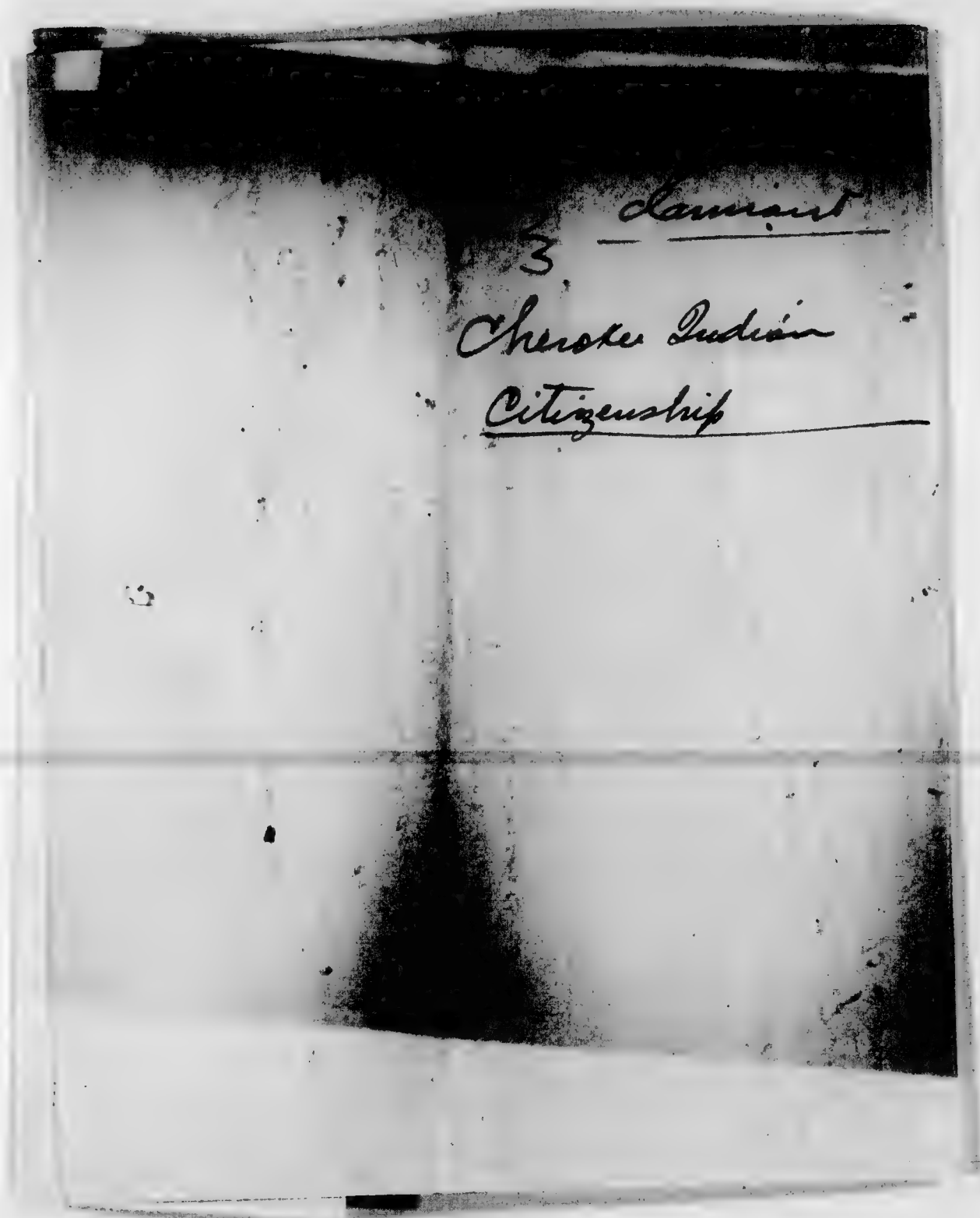
in support of same, the originals of which are now filed with the Honorable DAWES COMMISSION, at Vinita, Ind. Ter. That affiant has no interest in this matter.

Subscribed and sworn to before me this, the *7* day of September, 1896.

*J N Baldwin*  
*Notary Public*

*My Commission Expires Mar 7<sup>th</sup> 1900*





3. Lamont

Cherokee Indian  
Citizenship

# PETITION AND MEMORIAL.

FOR CHEROKEE INDIAN CITIZENSHIP.

TO *The Hon. Dawes Commission:*

Your petitioner, *Sarah J. Stump*, earnestly and respectfully represents that she is *One*  
*thirty-second* Cherokee Indian by blood, deriving the same from her lineal ancestor, the late  
*Ned Sigemon*, through her father *William W. Phipps*,  
 who was a son of *Ruth Phipps*, who was a daughter of  
*Margery Hark*, who was a daughter of *Catharine Hart*,  
 who was a daughter of said *Ned Sigemon*, who was a  
 Cherokee Indian of the full blood

Your petitioner therefore submits to your honorable body the above statement of facts as grounds for her  
 application for Cherokee Indian citizenship as aforesaid in the Cherokee Nation and asks for a full and complete  
 investigation of her claim and if the same is found to be valid and correct as herein stated, that she be allowed  
 all the rights, privileges and immunities of other citizens of said Nation.

Petitioner's full name is *Sarah Jane Stump*, age *twenty-eight* years,  
 residence *Ashe Co.*, in the State of *North Carolina*, postoffice address *Wearnes*  
*ford*, County of *Ashe*, State of *North Carolina*, occupation that of a *house-*  
*wife*, and is a married woman and the mother of the  
 following named minor children, *Charles B. Stump*,  
 aged 11 years; *Matthie V. Stump* aged 8 years; *Mary A. Stump*,  
 aged 6 years; *William Green Stump* aged 3 years; *Joseph*  
*S. Stump*, aged 11 months

Attesting witnesses,

Most Respectfully Submitted,

[SEAL.]  
 [SEAL.]

*Sarah J. Stump* [SEAL.]

STATE OF *North Carolina*, } ss.  
 COUNTY OF *Ashe*, }

Personally appeared before me, *M. C. Hark*, a Justice of the Peace  
 in and for said county in the State aforesaid, *Sarah J. Stump*, the petitioner in the above  
 petition for Cherokee Indian citizenship in the Cherokee Nation, Indian Territory, U. S. A., who after being  
 duly sworn according to law states that the facts set forth in her said petition above are true as stated  
 therein, this the *27* day of *July* 189*6*.

Attesting witnesses,

*Sarah J. Stump* [SEAL.]

[SEAL.]  
 [SEAL.]

Subscribed and sworn to before me, a Justice of the Peace as aforesaid, on this *27* day of  
*July* 189*6*, and I do certify that I am personally acquainted with *Sarah J. Stump*  
 the said petitioner, and know that she is a credible person and entitled to full faith and credit before any of  
 the Courts of the State of *North Carolina*, and that I have no interest directly or indirectly in the  
 prosecution of her said claim for Cherokee Indian citizenship and am not related to her by blood or marriage.

*M. C. Hark J. P.*

STATE OF NORTH CAROLINA, } ss.  
 ASHE COUNTY, }

I, *POINDEXTER BLEVINS*, Clerk of the Superior Court of said county, do certify that *M. C. Hark*,  
 Esq., whose name is signed to the foregoing certificate, was at the time of so doing a  
 Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts  
 are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of  
 said Court, this *12* day of *August* 189*6*.

*P. Blevins*  
 Clerk Superior Court.

In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T,

STATE OF NORTH CAROLINA, } ss,  
County of Ashe

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared Samuel Davis, who after being duly sworn, states that he is seventy-seven years of age, a resident of Grayson county, Va., whose postoffice address is Grassy Creek, Ashe county, N. C.; that he has lived in Grayson county, Va., all his life; that about sixty years ago, he well and personally knew one Ned Sizemore, who was a Cherokee Indian of the full blood then living in Ashe county, N. C.; that said Sizemore, prior to that time had come from the Cherokee tribe in western North Carolina, or Georgia; that said Sizemore had the appearance of a full blood Indian and was so treated and recognized by his neighbors and acquaintances; that he made frequent visits to the home of said tribe after affiant first knew him; that he died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen Sizemore, had a daughter Lyddia who married James Blevins and another daughter who married one Stamper, from whom have descended a number of these claimants; and that said Ned Sizemore had one daughter Catharine who married one James Hart; that said James and Catharine Hart had sons, Ned and George among others, and Catharine who afterwards married one Baldwin and subsequently one Caldwell, and Margery who married one Robert Hash and settled in Grayson county, Va., near the N.

In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T,

State of North Carolina, }  
County of Ashe, } ss:

On this 19th, day of August A. D. 1896, personally appeared before the undersigned Justice of the Peace in and for the county of Ashe in the State aforesaid, Alfred Price, aged 76 years, whose postoffice address is Crumpler, Ashe county, N. C., and states that some sixty years ago he personally knew one Ned Sizemore who then lived in Ashe county, North Carolina, and who was a Cherokee Indian of the full blood, having come several years prior to that time from the Cherokee reservation and settled in Ashe county, N. C., that said Ned Sizemore had the appearance of being a full blood Indian, and was so treated and regarded by his neighbors and acquaintances; that said Sizemore died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen who was the father of Lyddia Sizemore who married James Blevins and who was the mother of James, Eli, George, Wells Blevins from whom have sprung a number of the present claimants; that Catharine was the name of a daughter of said Ned Sizemore who married one James Hart and who had several sons and daughters, Margery who married Robert Hash, George Hart who was the father of Margery Peak and Cornelia Peak and Grubb Hart; said Ned Sizemore also had other sons and daughters and said Catharine Hart was the mother of Catharine Caldwell who was the mother of Nancy Caldwell and William D. Baldwin; that said Catharine Hart was the mother also of Ned Hart, Morris Hart and others.

Affiant states these facts from his own personal knowledge and observation. Given this Aug. the 19th, 1896.

[Signed] ALFRED <sup>his</sup> PRICE.  
mark.

Subscribed and sworn to before me this 19th day of August, 1896, and I certify that the contents of the foregoing affidavit were fully made known to affiant before signing and swearing, and that said Alfred Price is a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed] L. HURLY, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.

Official character and genuineness of signature of Justice certified by Clerk of court under seal of court.)



In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

STATE OF NORTH CAROLINA, } ss,  
County of Ashe

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared William Price, aged 86 years, a resident of Ashe county, State of North Carolina, whose postoffice address is Weaversford, N. C., who after being duly sworn states that he was born and raised in Ashe county, N. C., and that some sixty or seventy years ago he well knew one Ned Sizemore who was a full blood Cherokee Indian and made his home at that time on the waters of Cranberry Creek, in Ashe county, N. C.; that said Sizemore had come from the home of the Cherokee tribe in Western N. C., or Ga., some several years prior to the time affiant first knew; that he often went back to where said tribe was located after affiant first knew him but finally made his home in Ashe county, N. C., where he subsequently died; that said Sizemore had a numerous family of sons and daughters, two of whom, Owen Sizemore, a son and Catharine Sizemore, a daughter affiant well and personally knew; that said Owen Sizemore had a daughter, Lyddia who married one James Blevins, and lived in Ashe county, N. C.; that said James and Lyddia Blevins had several sons and daughters from whom have descended a number of the present claimants; that said Catharine Sizemore, a daughter of said Ned Sizemore married one James Hart, and had numerous sons and daughters among whom were Catharine who married one Baldwin and subsequently married one Caldwell, and Margery who married Robert Hash, and settled in Grayson Co., Va., near the Va., and N. C. State line, Ned Hart, who settled in Ashe county N. C., from whom have descended a number of the present claimants. Affiant further states that said Ned Sizemore had every appearance of being a full blood Indian; that he claimed to be a member of the Cherokee tribe and was so recognized by the said Cherokee tribe and members thereof; that he was recognized and treated by his neighbors and acquaintances in Ashe county, N. C., and Grayson county, Va., as a full blood Indian.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

Given under my hand this 11th day of August, A. D. 1896.

Attest  
J. H. BARTON, [Signed] WILLIAM x PRICE.  
his mark.

Sworn to and subscribed before me this 11th day of August, A. D. 1896, and I further certify that I am well acquainted with the said William Price and know him to be a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed] M. C. HASH, J. P.  
(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)

In the Matter of the Claim of the Descendants of Ned Sizemore to  
Citizenship in the Cherokee Nation, I. T.:

INDIAN TERRITORY, } ss.  
Cherokee Nation.

On this, the 2nd day of September, A. D., 1896, personally appeared before me, the undersigned Notary Public, within and for the Northern District of the Indian Territory, William A. Lewis, aged seventy-nine years, whose postoffice address is Ft. Gibson, Cherokee Nation, I. T., who, after being first duly sworn, deposes and says: That he is a Cherokee by birth and came to the Indian Territory with the Cherokee tribe on its migration from the east, that he was well acquainted with the majority of the members of said tribe who so migrated as well as of those who remained in the east; that he was well and personally acquainted with one Ned Sizemore, in North Carolina, old Cherokee Nation, and knows that he was always recognized and treated as a Cherokee Indian, and from the appearance of said Sizemore and his acquaintance with him, affiant knows him to have been a Cherokee Indian by blood and of the full blood; that he knew said Sizemore from about the year 1822, in North Carolina, and believes that said Sizemore was enrolled in the Cherokee enrollment of about that date, and again in the Wafford enrollment.

Affiant further states that he knew one James Hart, whom he believes to have been so enrolled and who married Catharine, the daughter of said Ned Sizemore, and affiant also remembers that said Ned Sizemore had a son by name of Owen and also another son by name of George. Affiant further states that said Ned Sizemore and his family, on the migration of the Cherokees to the Indian Territory, remained in North Carolina and from the best of his information he believes that said Ned Sizemore afterwards settled, lived and died in Ashe County, North Carolina.

Affiant states these facts from his own personal knowledge. Affiant states that he was born and partially reared a near neighbor to the Sizemore and Hart families, and was familiar with them, in school and as playmates and associates.

Given under my hand and seal this the day and date first above written.

Subscribed and sworn to before me this, the 2nd day of Sept., 1896.

My commission expires *Mar 7* 1900

## Affidavit of Witness.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

Before me, the undersigned Notary Public in and for the Northern District of the Indian Territory, personally appeared J. H. Benton, who after being by me duly sworn states that he is 55 years of age, and a resident of Ashe County, and State of North Carolina, whose postoffice address is Wagoner, Okla., in said County, and that he is personally acquainted with Sarah J. Stump, who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant further states that the said Sarah J. Stump is the identical person she represents herself to be in her application for citizenship in said Nation, and that he has known the said applicant for the past 15 years and knows that she is and has been recognized and treated by her neighbors, acquaintances and the public generally, as a person having Cherokee blood; and that the complexion, physical appearance, language and manners of the said applicant indicate that she is of Cherokee blood. That from above facts and circumstances and from statements made to him by the said applicant affiant states he has every reason to believe and does believe that the said applicant is of Cherokee Indian blood.

Subscribed and sworn to before me, J. H. Benton day of September, A. D., 1898.  
M. A. Brooks, Notary Public.

My Commission expires, March 7, 1900.

#287

✓

No. ....

IN THE MATTER OF

Sarah J. S. Tunes

Claim to Citizenship in

Nation, I. T.

Po. Wrennford N.C.

Reported

(Signiore family)

Filed Sept 7 1896

As McKinnon

comr

John Baldwin

Silas Cross

MC

All reported  
are made



# AFFIDAVIT OF WITNESS.

STATE OF *North Carolina*  
COUNTY OF *Ashe* } ss.

Before me, the undersigned, a *Justice of the Peace*... in and for the County and State aforesaid, personally appeared *Samuel Davis*... who after being by me duly sworn states that he is *77* years of age, and a citizen of *Haydon*... County, and State of *Virginia* and that he is personally acquainted with *Sarah J. Stump*... who is an applicant for citizenship in the *Cherokee* Nation, I. T., and affiant further states that the said *Sarah J. Stump*... is the identical person ~~she~~ he represents *him* self to be in her application for citizenship in said Nation, and that the said *Sarah J. Stump*... is a daughter of *William W. Phipps* who ~~was~~ is a son of *Burt Phipps* who was a daughter of *Margy Phipps* who was daughter of *Catharine Hart* who was a daughter of *Ned Sizimore* who was a *Cherokee* Indian of the full blood; and is the mother of the following named minor children: *Charles B. Stump*, *Mattie V. Stump*, *Mary A. Stump*, *William Guen Stump* *Joseph Stump*

Affiant further states that he has known the said *Sarah J. Stump*... for the past *25* years and knows that she is and has been recognized and treated by her neighbors, acquaintances and the public generally, as a person having *Cherokee* Indian blood; and that the complexion, physical appearance, language and manners of the said *Sarah J. Stump*... indicate that the said *Sarah J. Stump*... is of Indian blood. That from the above facts and circumstances and from statements made to him by the said *Sarah J. Stump*... affiant states he has every reason to believe and does believe that the said *Sarah J. Stump*... is of *Cherokee* Indian blood.

Affiant further states that he has no interest whatever in the prosecution of the claim of the said *Sarah J. Stump* to citizenship in the *Cherokee* Nation, I. T., and that he is not related by blood or marriage to the said *Sarah J. Stump*

Attest,

*Samuel Davis*

Subscribed and sworn to before me, this *11* day of *Aug.* A. D., 189*6*, and I further certify that I am well acquainted with the said *Samuel Davis* and know him to be a person of credibility and of truth and veracity.

My commission expires on the \_\_\_\_\_ day of \_\_\_\_\_

189 *6*

STATE OF NORTH CAROLINA, } ss.  
ASHE COUNTY,

I, *POINDEXTER BLEVINS*, Clerk of the Superior Court of said county, do certify that *M. C. Hahn*... Esq., whose name is signed to the foregoing certificate, was at the time of so doing a Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of said Court, this *19* day of *August*, 189*6*.

*P. Blevins*  
Clerk Superior Court.

**End**



SERVICE AFFIDAVIT.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

I, J. N. BALDWIN, do solemnly swear that on the Fourth day September, 1896, I, in person, delivered to WM. HASTINGS, FRANK J. BOUDINOT and WM. T. HUTCHINGS, Attorneys for the Cherokee Nation, at Tahlequah, I. T., a package which contained a true copy of the application of John A. Peak for Citizenship in the Cherokee Nation, Ind. Ter.,

and of the affidavits of himself, Samuel Davis, Wm Price, Alfred Price, Wm. A. Lewis & J. H. Barton

in support of same, the originals of which are now filed with the Honorable DAWES COMMISSION, at Vinita, Ind. Ter. That affiant has no interest in this matter.

Subscribed and sworn to before me this, the 7 day of September, 1896.

J. N. Baldwin  
Notary Public  
my Commission expires March 4, 1900



Claim  
to John A. Peak  
Claimant  
Charles D. Dugan  
Citizenship

PETITION AND MEMORIAL.  
FOR CHEROKEE INDIAN CITIZENSHIP.

TO The Hon. James Commission.

Your petitioner, John A. Peak, earnestly and respectfully represents that he is one

Sixteenth Cherokee Indian by blood, deriving the same from his lineal ancestor, the late Ned Sizemore through his mother Mary Peak, who was a daughter of George Hart, who was a son of Catharine Hart, who was a daughter of Ned Sizemore, who was a Cherokee Indian of the full blood

Your petitioner therefore submits to your honorable body the above statement of facts as grounds for his application for Cherokee Indian citizenship as aforesaid in the Cherokee Nation and asks for a full and complete investigation of his claim and if the same is found to be valid and correct as herein stated, that he be allowed all the rights, privileges and immunities of other citizens of said Nation.

Petitioner's full name is John Andrew Peak, age forty years, residence Georgia, in the State of Virginia, postoffice address Edgewater, County of Harrison, State of Virginia, occupation that of a farmer

and is a married man and the father of the following named minor children, John A. Peak, aged 19 years; Joseph M. Peak, aged 17 years; F. W. Peak, aged 15 years; Cleveland J. Peak, aged 9 years, and also two infant grandchildren the children of his deceased daughter Virginia Peak, by name, Mahala B. Peak, aged 2 years, and Virginia Peak, aged 3 months

Attesting witnesses, Steve Phillips [SEAL] J. A. Peak [SEAL] STATE OF North Carolina ss. COUNTY OF Ashe

Most Respectfully Submitted, John A. Peak [SEAL]

Personally appeared before me, M. C. Hask, a Justice of the Peace in and for said county in the State aforesaid, John A. Peak, the petitioner in the above petition for Cherokee Indian citizenship in the Cherokee Nation, Indian Territory, U. S. A., who after being duly sworn according to law states that the facts set forth in his said petition above are true as stated therein, this the 5 day of August 1896.

Attesting witnesses, Steve Phillips [SEAL] J. A. Peak [SEAL]

his [SEAL]

Subscribed and sworn to before me, a Justice of the Peace as aforesaid, on this 5th day of Aug 1896 and I do certify that I am personally acquainted with John A. Peak the said petitioner, and know that he is a credible person and entitled to full faith and credit before any of the Courts of the State of North Carolina, and that I have no interest directly or indirectly in the prosecution of his said claim for Cherokee Indian citizenship and am not related to him by blood or marriage.

M. C. Hask J. P.

31 11 1896

# GENERAL AFFIDAVIT.

IN THE MATTER OF CLAIM.

*John A. Peak* To Cherokee Indian Citizenship.

AFFIDAVIT OF

STATE OF *North Carolina*  
COUNTY OF *Ashe*

On this, the *5* day of *Aug.* A. D., 189*6*, personally before me *M. C. Hark*, a Justice of the Peace in and for the county aforesaid, duly authorized to administer oaths, appeared *John A. Peak*, aged *49* years, a resident of *Grayson* county, and State of *Virginia*, whose postoffice is *Edgewater, Va.*, who after being duly sworn according to law, says that he is *one sixteenth* Indian by *blood* and a claimant for *Cherokee* Indian citizenship. Affiant further says on oath *that he denies his Indian blood from his ancestor, the late Ned Sizemore, as set out in his Petition and Memorial*

and is a direct lineal descendant of the *Sizemore* family, whose name he believes appears upon the census rolls, that were taken by the United States government, by blood, of the Cherokee tribe of Indians. Affiant further says that he believes the said *Sizemore family* to be of Cherokee Indian blood, and were members of the *Cherokee* tribe of Indians.

Affiant further says he has been taught and has heard from his earliest youth that he is a descendant of a *Cherokee* Indian family and that affiant has been recognized and treated by his neighbors and the public generally as a person of *Cherokee* Indian blood and that from his complexion and physical appearance he has every reason to believe and does believe that he is of *Cherokee* Indian blood and is an admixture of *white* and Cherokee and at least one *sixteenth* Indian by blood.

Affiant further says the above statements are true to the best of his knowledge and belief.

*Subscribed and sworn to before me, this 5 day of August*  
*A. D. 1896*  
*A. J. Hensley*

Subscribed and sworn to before me, this *5* day of *August* A. D., 189*6*, and I further certify that the foregoing affidavit was read to affiant in my presence. That said affiant is to me personally known (or has been satisfactorily identified before me) and I verily believe him to be a credible person.

*M. C. Hark J. P.*

STATE OF NORTH CAROLINA, { ss:  
ASHE COUNTY.

I, POINDEXTER BLEVINS, Clerk of the Superior Court of said county, do certify that *M. C. Hark*, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of said Court, this .... day of ....., 189*6*.

*P. Blevins*  
Clerk Superior Court.

}

In the matter of the claim of the descend-  
ants of Ned Sizemore to citizenship in the  
Cherokee Nation, I. T,

STATE OF NORTH CAROLINA, }  
County of Ashe } ss,

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared Samuel Davis, who after being duly sworn, states that he is seventy-seven years of age, a resident of Grayson county, Va., whose postoffice address is Grassy Creek, Ashe county, N. C.; that he has lived in Grayson county, Va., all his life; that about sixty years ago, he well and personally knew one Ned Sizemore, who was a Cherokee Indian of the full blood then living in Ashe county, N. C.; that said Sizemore, prior to that time had come from the Cherokee tribe in western North Carolina, or Georgia; that said Sizemore had the appearance of a full blood Indian and was so treated and recognized by his neighbors and acquaintances; that he made frequent visits to the home of said tribe after affiant first knew him; that he died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen Sizemore, had a daughter Lyddia who married James Blevins and another daughter who married one Stamper, from whom have descended a number of these claimants; and that said Ned Sizemore had one daughter Catharine who married one James Hart; that said James and Catharine Hart had sons, Ned and George among others, and Catharine who afterwards married one Baldwin and subsequently one Caldwell, and Margery who married one Robert Hash and settled in Grayson county, Va., near the N.



C., and Va. State line and near the home of affiant; that he often saw said Ned Sizemore at the home of the said Margery Hash, his grand-daughter, and remembers to have seen him there once with a pet bear following him; and that said Ned Sizemore could speak English only very imperfectly.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of said Ned Sizemore's descendants to citizenship in the Cherokee Nation, I. T.

Given under my hand this 10th day of August, A. D. 1896.

[Signed] SAMUEL DAVIS.

Sworn to and subscribed before me this 10th day of August, A. D. 1896, and I certify that I am well acquainted with said Samuel Davis and know him to be entitled to full faith and credit and a truthful person.

[Signed] M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)

In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T,

State of North Carolina, }  
County of Ashe, } ss:

On this 19th, day of August A. D. 1896, personally appeared before the undersigned Justice of the Peace in and for the county of Ashe in the State aforesaid, Alfred Price, aged 76 years, whose postoffice address is Crumpler, Ashe county, N. C., and states that some sixty years ago he personally knew one Ned Sizemore who then lived in Ashe county, North Carolina, and who was a Cherokee Indian of the full blood, having come several years prior to that time from the Cherokee reservation and settled in Ashe county, N. C., that said Ned Sizemore had the appearance of being a full blood Indian, and was so treated and regarded by his neighbors and acquaintances; that said Sizemore died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen who was the father of Lyddia Sizemore who married James Blevins and who was the mother of James, Eli, George, Wells Blevins from whom have sprang a number of the present claimants; that Catharine was the name of a daughter of said Ned Sizemore who married one James Hart and who had several sons and daughters, Margery who married Robert Hash, George Hart who was the father of Margery Peak and Cornelia Peak and Grubb Hart; said Ned Sizemore also had other sons and daughters and said Catharine Hart was the mother of Catharine Caldwell who was the mother of Nancy Caldwell and William D. Baldwin; that said Catharine Hart was the mother also of Ned Hart, Morris Hart and others.

Affiant states these facts from his own personal knowledge and observation. Given this Aug. the 19th, 1896.

[Signed] his  
ALFRED x PRICE.  
mark.

Subscribed and sworn to before me this 19th day of August, 1896, and I certify that the contents of the foregoing affidavit were fully made known to affiant before signing and swearing, and that said Alfred Price is a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed] L. HURLY, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.

Official character and genuineness of signature of Justice certified by Clerk of court under seal of court.)

In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

STATE OF NORTH CAROLINA, } ss,  
County of Ashe

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared William Price, aged 86 years, a resident of Ashe county, State of North Carolina, whose postoffice address is Weaversford, N. C., who after being duly sworn states that he was born and raised in Ashe county, N. C., and that some sixty or seventy years ago he well knew one Ned Sizemore who was a full blood Cherokee Indian and made his home at that time on the waters of Cranberry Creek, in Ashe county, N. C.; that said Sizemore had come from the home of the Cherokee tribe in Western N. C., or Ga., some several years prior to the time affiant first knew; that he often went back to where said tribe was located after affiant first knew him but finally made his home in Ashe county, N. C., where he subsequently died; that said Sizemore had a numerous family of sons and daughters, two of whom, Owen Sizemore, a son and Catharine Sizemore, a daughter affiant well and personally knew; that said Owen Sizemore had a daughter, Lyddia who married one James Blevins, and lived in Ashe county, N. C.; that said James and Lyddia Blevins had several sons and daughters from whom have descended a number of the present claimants; that said Catharine Sizemore, a daughter of said Ned Sizemore married one James Hart, and had numerous sons and daughters among whom were Catharine who married one Baldwin and subsequently married one Caldwell, and Margery who married Robert Hash, and settled in Grayson Co., Va., near the Va., and N. C. State line, Ned Hart, who settled in Ashe county N. C., from whom have descended a number of the present claimants. Affiant further states that said Ned Sizemore had every appearance of being a full blood Indian; that he claimed to be a member of the Cherokee tribe and was so recognized by the said Cherokee tribe and members thereof; that he was recognized and treated by his neighbors and acquaintances in Ashe county, N. C., and Grayson county, Va., as a full blood Indian.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

Given under my hand this 11th day of August, A. D. 1896.

Attest

J. H. BARTON.

[Signed]

WILLIAM x PRICE.  
his mark.

Sworn to and subscribed before me this 11th day of August, A. D. 1896, and I further certify that I am well acquainted with the said William Price and know him to be a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed]

M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Daves Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by  
(Clerk of Court under seal of Court.)

In the Matter of the Claim of the Descendants of Ned Sizemore to  
Citizenship in the Cherokee Nation, I. T.:

INDIAN TERRITORY, } ss.  
Cherokee Nation. }

On this, the 2nd day of September, A. D., 1896, personally appeared before me, the undersigned Notary Public, within and for the Northern District of the Indian Territory, William A. Lewis, aged seventy-nine years, whose postoffice address is Ft. Gibson, Cherokee Nation, I. T., who, after being first duly sworn, deposes and says: That he is a Cherokee by birth and came to the Indian Territory with the Cherokee tribe on its migration from the east, that he was well acquainted with the majority of the members of said tribe who so migrated as well as of those who remained in the east; that he was well and personally acquainted with one Ned Sizemore, in North Carolina, old Cherokee Nation, and knows that he was always recognized and treated as a Cherokee Indian, and from the appearance of said Sizemore and his acquaintance with him, affiant knows him to have been a Cherokee Indian by blood and of the full blood; that he knew said Sizemore from about the year 1822, in North Carolina, and believes that said Sizemore was enrolled in the Cherokee enrollment of about that date, and again in the Wafford enrollment.

Affiant further states that he knew one James Hart, whom he believes to have been so enrolled and who married Catharine, the daughter of said Ned Sizemore, and affiant also remembers that said Ned Sizemore had a son by name of Owen and also another son by name of George. Affiant further states that said Ned Sizemore and his family, on the migration of the Cherokees to the Indian Territory, remained in North Carolina and from the best of his information he believes that said Ned Sizemore afterwards settled, lived and died in Ashe County, North Carolina.

Affiant states these facts from his own personal knowledge. Affiant states that he was born and partially reared among the Sizemore and Hart families, and was familiar with them and as playmates and associates.

Given under my hand and seal this the day of September, 1896.

Subscribed and sworn to before me this, the 2nd day of Sept., 1896.

My commission expires March 1, 1900.



## Affidavit of Witness.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

Before me, the undersigned Notary Public in and for the Northern District of the Indian Territory, personally appeared J. H. Barton, who after being by me duly sworn states that he is 55 years of age, and a resident of Ashe County, and State of North Carolina, whose postoffice address is Wheavertown in said County, and that he is personally acquainted with John A. Peak who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant further states John A. Peak is the identical person he represents Peak to be in his application for citizenship in said Nation, and that he has known the said applicant for the past 18 years and knows that he is and has been recognized and treated by his neighbors, acquaintances and the public generally, as a person having Cherokee blood; and that the complexion, physical appearance, language and manners of the said applicant indicate that he is of Cherokee blood. That from above facts and circumstances and from statements made to him by the said applicant affiant states he has every reason to believe and does believe that the said applicant is of Cherokee Indian blood.

Subscribed and sworn to before me, this 23 day of September, A. D., 1896.

J. H. Barton, Notary Public.

My Commission expires, March 7, 1900.

2

No. ~~3001~~ 781

IN THE MATTER OF

*John A. Peak*

Claim to Citizenship in *Cherokee*

Nation, I. T.

*P. Edgewood, Va*

(*Singmon family*)

*Filed Sep 7-1896*

*A. S. McKinnon*

*Reported*

*John Baldwin*

*Silas Cross*

*NC*

## AFFIDAVIT OF WITNESS.

State of *North Carolina* } ss.  
County of *Ashe* }

Before me, the undersigned, a *Justice of the Peace* in and for the County and State aforesaid, personally appeared *Samuel Davis* who after being by me duly sworn states that he is 77 years of age, and a citizen of *Swain* County, and State of *Virginia* and that he is personally acquainted with *John A. Peak* who is an applicant for citizenship in the *Cherokee* Nation, I. T., and affiant further states that the said *John A. Peak* is the identical person he represents himself to be in his application for citizenship in said Nation, and that the said *John A. Peak* is a son of *Morgeny*

*Peak* who was a daughter of *George Hart* who was a son of *Catharine Hart* who was a daughter of *Ned Liginore* who was a *Cherokee Indian* of the full blood; and is the father of the following named minor children; *Mona W. Peak*, *Cleveland T. J. Peak*, two infant-grandchildren, the children of his deceased daughter *Virginia Reedy*, by name *Malinda B. Peak* and *Virginia Reedy*

Affiant further states that he has known the said *John A. Peak* for the past 49 years and knows that he is and has been recognized and treated by his neighbors, acquaintances and the public generally, as a person having *Cherokee* Indian blood; and that the complexion, physical appearance, language and manners of the said *John A. Peak* indicate that the said *John A. Peak* is of Indian blood. That from the above facts and circumstances and from statements made to him by the said

*John A. Peak* affiant states he has every reason to believe, and does believe that the said *John A. Peak* is of *Cherokee* Indian blood. Affiant further states that he has no interest whatever in the prosecution of the claim of the said *John A. Peak* to citizenship in the *Cherokee* Nation, I. T., and that he is not related by blood or marriage to the said *John A. Peak*

Subscribed and sworn to before me this *11* day of *Aug.* A. D., 1896, and I further certify that I am well acquainted with the said *Samuel Davis* and know him to be a person of credibility and of truth and veracity.

My commission expires on the \_\_\_\_\_ day of \_\_\_\_\_, 1896.

STATE OF NORTH CAROLINA, } ss.  
Ashe County. }

I, *FORBES BREVINS*, Clerk of the Superior Court of said county, do certify that *M. C. Hask*, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of said Court, this \_\_\_\_ day of \_\_\_\_\_, 1896.

*P. Brevins*  
Clerk Superior Court.



<sup>a</sup>  
132 281

Nation's No. 1881

Commission's No. ....

In re Application of

*John A. Peak.*

Demurrer and Answer:

FILED SEPT. 25 1896

A. S. McKENNON

COM'R



Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabanis, and  
A. B. Montgomery, Commissioners.

In the matter of application of John A. Peak

Nation's No. ....

Commission's No. ....

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the  
said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy,  
and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant is  
entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said appli-  
cation, says that Ned Sizemore

through whom the petitioner claim to derive his right  
to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since  
the removal of said Nation, west to the Indian Territory as at present located and defined; that his name  
does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now  
reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By Hutchings, Heggings & Boudinot Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the  
matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, 17th day of Sept, 1896.

L. J. Ball

NOTARY PUBLIC.

**End**



## SERVICE AFFIDAVIT.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

I, J. N. BALDWIN, do solemnly swear that on the Fourth day September, 1896, I, in person, delivered to WM. HASTINGS, FRANK J. BOUDINOT and WM. T. HUTCHINGS, Attorneys for the Cherokee Nation, at Tahlequah, I. T., a package which contained a true copy of the application of *Chas. J. Deboard* for Citizenship in the Cherokee Nation, Ind. Ter.,

and of the affidavits of *Samuel Davis Wm Price Alfred Price*  
*Wm. A. Lewis & J. H. Barton*

In support of same, the originals of which are now filed with the Honorable DAWES COMMISSION, at Vinita, Ind. Ter. That affiant has no interest in this matter.

Subscribed and sworn to before me this, the *J. N. Baldwin* day of September, 1896.

*J. N. Baldwin*  
*J. N. Baldwin* Notary Public

*my Commission expires Mar 4<sup>th</sup> 1900*



PETITION AND MEMORIAL.  
FOR CHEROKEE INDIAN CITIZENSHIP.

TO The Hon. Dawes Commission:

Your petitioner, Charles J. Debon, earnestly and respectfully represents that he is one  
thirty-second Cherokee Indian by blood, deriving the same from his lineal ancestor, the late  
Red Squire through his mother Elizabeth Debon who  
was daughter of Pratt Platts, who was a daughter of  
Margery Bash, who was a daughter of Cuthbert Hart  
who was a daughter of said Red Squire, who  
was Cherokee Indian of the full blood.

Your petitioner therefore submits to your honorable body the above statement of facts as grounds for his  
application for Cherokee Indian citizenship as aforesaid in the Cherokee Nation and asks for a full and com-  
plete investigation of his claim and if the same is found to be valid and correct as herein stated, that he be  
allowed all the rights, privileges and immunities of other citizens of said Nation.

Petitioner's full name is Charles Johnson Debon thirty-second years,  
residence Ashe Co, in the State of North Carolina postoffice address .....  
..... County of Ashe, State of N.C., occupation that of a farmer

Attesting witnesses,

J. H. Bartlett [SEAL]  
J. R. Dugan [SEAL]  
State of North Carolina ss.  
County of Ashe

Most Respectfully Submitted,

Charles J. Debon [SEAL]  
Debon

Personally appeared before me, M. C. Hark, a Justice of the Peace  
in and for said county in the State aforesaid, Charles J. Debon, the petitioner in the above  
petition for Cherokee Indian citizenship in the Cherokee Nation, Indian Territory, U. S. A., who after being  
duly sworn according to law states that the facts set forth in his said petition above are true as stated  
therein, this 6 day of July 1896.

Attesting witnesses,

J. H. Bartlett [SEAL]  
J. R. Dugan [SEAL]

Charles J. Debon [SEAL]  
Debon

Subscribed and sworn to before me, a Justice of the Peace as aforesaid, on this 6 day of  
July 1896, and I do certify that I am personally acquainted with Charles J. Debon  
the said petitioner, and know that he is a credible person and entitled to full faith and credit before any of the  
Courts of the State of North Carolina and that I have no interest directly or indirectly in the pros-  
ecution of his said claim for Cherokee Indian citizenship and am not related to him by blood or marriage.

M. C. Hark J. P.

L. FORDREXER BLIVINS, Clerk of the Superior Court of said county, do hereby certify that  
Hark, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a  
Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts  
are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of  
said Court, this 14 day of August 1896.

L. F. Blivins  
Clerk Superior Court

In the matter of the claim of the descend-  
ants of Ned Sizemore to citizenship in the  
Cherokee Nation, I. T,

STATE OF NORTH CAROLINA, }  
County of Ashe } ss,

Before me, the undersigned Justice of the Peace, in and for the coun-  
ty of Ashe, in the State aforesaid, personally appeared Samuel Davis, who  
after being duly sworn, states that he is seventy-seven years of age, a resi-  
dent of Grayson county, Va., whose postoffice address is Grassy Creek,  
Ashe county, N. C.; that he has lived in Grayson county, Va., all his life;  
that about sixty years ago, he well and personally knew one Ned Sizemore,  
who was a Cherokee Indian of the full blood then living in Ashe county,  
county, N. C.; that said Sizemore, prior to that time had come from the  
Cherokee tribe in western North Carolina, or Georgia; that said Sizemore  
had the appearance of a full blood Indian and was so treated and recogniz-  
ed by his neighbors and acquaintances; that he made frequent visits to the  
home of said tribe after affiant first knew him; that he died in Ashe coun-  
ty, N. C., and had a numerous family of sons and daughters, one son Owen  
Sizemore, had a daughter Lyddia who married one Stamper, from whom have descended a number  
of these claimants; and that said Ned Sizemore had one daughter Cath-  
arine who married one James Hart; that said James and Catharine Hart  
had sons, Ned and George among others, and Catharine who afterwards  
married one Baldwin and subsequently one Caldwell, and Margery who  
married one Robert Hash and settled in Grayson county, Va., near the N.

C., and Va. State line and near the home of affiant; that he often saw said Ned Sizemore at the home of the said Margery Hash, his grand-daughter, and remembers to have seen him there once with a pet bear following him; and that said Ned Sizemore could speak English only very imperfectly.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of said Ned Sizemore's descendants to citizenship in the Cherokee Nation, I. T.

Given under my hand this 10th day of August, A. D. 1896.

[Signed] SAMUEL DAVIS.

Sworn to and subscribed before me this 10th day of August, A. D. 1896, and I certify that I am well acquainted with said Samuel Davis and know him to be entitled to full faith and credit and a truthful person.

[Signed] M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)

64

In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.,

State of North Carolina, }  
County of Ashe, } ss:

On this 19th, day of August A. D. 1896, personally appeared before the undersigned Justice of the Peace in and for the county of Ashe in the State aforesaid, Alfred Price, aged 76 years, whose postoffice address is Crumpler, Ashe county, N. C., and states that some sixty years ago he personally knew one Ned Sizemore who then lived in Ashe county, North Carolina, and who was a Cherokee Indian of the full blood, having come several years prior to that time from the Cherokee reservation and settled in Ashe county, N. C., that said Ned Sizemore had the appearance of being a full blood Indian, and was so treated and regarded by his neighbors and acquaintances; that said Sizemore died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen who was the father of Lyddia Sizemore who married James Blevins and who was the mother of James, Eli, George, Wells Blevins from whom have sprung a number of the present claimants; that Catharine was the name of a daughter of said Ned Sizemore who married one James Hart and who had several sons and daughters, Margery who married Robert Hash, George Hart who was the father of Margery Peak and Cornelia Peak and Grubb Hart; said Ned Sizemore also had other sons and daughters and said Catharine Hart was the mother of Catharine Caldwell who was the mother of Nancy Caldwell and William D. Baldwin; that said Catharine Hart was the mother also of Ned Hart, Morris Hart and others.

Affiant states these facts from his own personal knowledge and observation. Given this Aug. the 19th, 1896.

[Signed]                      his  
ALFRED x PRICE.  
mark.

Subscribed and sworn to before me this 19th day of August, 1896, and I certify that the contents of the foregoing affidavit were fully made known to affiant before signing and swearing, and that said Alfred Price is a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed]                      L. HURLY, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of court under seal of court.)



In the matter of the claim of the descend-  
ants of Ned Sizemore to citizenship in the  
Cherokee Nation, I. T.,

STATE OF NORTH CAROLINA, }  
County of Ashe } ss,

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared William Price, aged 86 years, a resident of Ashe county, State of North Carolina, whose postoffice address is Weaversford, N. C., who after being duly sworn states that he was born and raised in Ashe county, N. C., and that some sixty or seventy years ago he well knew one Ned Sizemore, who was a full blood Cherokee Indian and made his home at that time on the waters of Cranberry Creek, in Ashe county, N. C.; that said Sizemore had come from the home of the Cherokee tribe in Western N. C., or Ga., some several years prior to the time affiant first knew; that he often went back to where said tribe was located after affiant first knew him but finally made his home in Ashe county, N. C., where he subsequently died; that said Sizemore had a numerous family of sons and daughters, two of whom, Owen Sizemore, a son and Catharine Sizemore, a daughter affiant well and personally knew; that said Owen Sizemore had a daughter, Lyddia who married one James Blevins, and lived in Ashe county, N. C.; that said James and Lyddia Blevins had several sons and daughters from whom have descended a number of the present claimants; that said Catharine Sizemore, a daughter of said Ned Sizemore married one James Hart, and had numerous sons and daughters among whom were Catharine who married one Baldwin and subsequently married one Caldwell, and Margery who married Robert Hash, and settled in Grayson Co., Va., near the Va., and N. C. State line, Ned Hart, who settled in Ashe county N. C., from whom have descended a number of the present claimants. Affiant further states that said Ned Sizemore had every appearance of being a full blood Indian; that he claimed to be a member of the Cherokee tribe and was so recognized by the said Cherokee tribe and members thereof; that he was recognized and treated by his neighbors and acquaintances in Ashe county, N. C., and Grayson county, Va., as a full blood Indian.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

Given under my hand this 11th day of August, A. D. 1896.

Attest [Signed] his  
J. H. BARTON, WILLIAM x PRICE.  
mark.

Sworn to and subscribed before me this 11th day of August, A. D. 1896, and I further certify that I am well acquainted with the said William Price and know him to be a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed] M. C. HASH, J. P.  
(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelie Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)

In the Matter of the Claim of the Descendants of Ned Sizemore to  
Citizenship in the Cherokee Nation, I. T. :  
INDIAN TERRITORY, } ss.  
Cherokee Nation. }

On this, the 2nd day of September, A. D., 1896, personally appeared before me, the undersigned Notary Public, within and for the Northern District of the Indian Territory. William A. Lewis, aged seventy-nine years, whose postoffice address is Ft. Gibson, Cherokee Nation, I. T., who, after being first duly sworn, deposes and says: That he is a Cherokee by birth and came to the Indian Territory with the Cherokee tribe on its migration from the east, that he was well acquainted with the majority of the members of said tribe who so migrated as well as of those who remained in the east; that he was well and personally acquainted with one Ned Sizemore, in North Carolina, old Cherokee Nation, and knows that he was always recognized and treated as a Cherokee Indian, and from the appearance of said Sizemore and his acquaintance with him, affiant knows him to have been a Cherokee Indian by blood and of the full blood; that he knew said Sizemore from about the year 1822, in North Carolina, and believes that said Sizemore was enrolled in the Cherokee enrollment of about that date, and again in the Wafford enrollment.

Affiant further states that he knew one James Hart, whom he believes to have been so enrolled and who married Catharine, the daughter of said Ned Sizemore, and affiant also remembers that said Ned Sizemore had a son by name of Owen and also another son by name of George. Affiant further states that said Ned Sizemore and his family, on the migration of the Cherokees to the Indian Territory, remained in North Carolina and from the best of his information he believes that said Ned Sizemore afterwards settled, lived and died in Ashe County, North Carolina.

Affiant states these facts from his own personal knowledge. Affiant states that he was born and partially reared a near neighbor to the Sizemore and Hart families, and was familiar with them, in school and as playmates and associates.

Given under my hand and seal this the day and date first above written.

Subscribed and sworn to before me this, the 2nd day of Sept., 1896.

My commission expires (Mar) 1900.

## Affidavit of Witness.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

Before me, the undersigned Notary Public in and for the Northern District of the Indian Territory, personally appeared J. H. Barton, who after being by me duly sworn states that he is 55 years of age, and a resident of Ashe County, and State of North Carolina, whose postoffice address is Waverlyford, in said County, and that he is personally acquainted with Charlie Delora, who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant further states that the said Charley Delora is the identical person he represents himself to be in his application for citizenship in said Nation, and that he has known the said applicant for the past 14 years and knows that he is and has been recognized and treated by his neighbors, acquaintances and the public generally, as a person having Cherokee blood; and that the complexion, physical appearance, language and manners of the said applicant indicate that he is of Cherokee blood. That from above facts and circumstances and from statements made to him by the said applicant affiant states he has every reason to believe and does believe that the said applicant is of Cherokee Indian blood.

Subscribed and sworn to before me, this 5 day of September, A. D., 1898.  
M. D. Roberts, Notary Public.

My Commission expires, March 7, 1900.

✓  
No. 8142 782

IN THE MATTER OF

Charlie Debon

Claim to Citizenship in Cherokee

Nation, I. T.

Po Sussex N.C.

Rescator  
(Signior family)

Filed Sept 7-1896

A. S. McKinnon  
Clerk

John Baldwin  
Silas Criss

NC



1  
AFFIDAVIT OF WITNESS.

State of *North Carolina* }  
County of *Ashe* } ss.

Before me, the undersigned, a *Justice of the Peace* in and for the County and State  
aforesaid, personally appeared *Samuel Davis* who after being by me duly sworn states  
that he is 77 years of age, and a citizen of *Guyson* County, and State of *Virginia*  
and that he is personally acquainted with *Charlie Debord* who is an applicant for  
citizenship in the *Cherokee* Nation, I. T., and affiant further states that the said *Charlie*  
*Debord* is the identical person he represents himself to be in his application for citizenship  
in said Nation, and that the said *Charlie Debord* is a son of *Eliza*  
*Debord* who was a daughter of *Ruth Platts*  
who was a daughter of *Maryann Hark* who was a  
daughter of *Catharine Hart* who was a daughter  
of *Ned Sizemore* who was a *Cherokee* of the *Full*  
*Blood*

Affiant further states that he has known the said *Charlie Debord* for the past 20 years  
and knows that he is and has been recognized and treated by his neighbors, acquaintances and the public  
generally, as a person having *Cherokee* Indian blood; and that the complexion, physical appearance,  
language and manners of the said *Charlie Debord* indicate that the said *Charlie Debord*  
is of Indian blood. That from the above facts and circumstances and from statements made to him by the said  
*Charlie Debord* affiant states he has every reason to believe, and does believe that the said  
*Charlie Debord* is of *Cherokee* Indian blood.

Affiant further states that he has no interest whatever in the prosecution of the claim of the said *Charlie*  
*Debord* to citizenship in the *Cherokee* Nation, I. T., and that he is not related  
by blood or marriage to the said *Charlie Debord* *Samuel Davis*

Subscribed and sworn to before me this *11* day of *Aug.* A. D., 189*6*, and I further cer-  
tify that I am well acquainted with the said *Samuel Davis* and know him to be a  
person of credibility and of truth and veracity.

My commission expires on the

day of

189*6*

STATE OF NORTH CAROLINA, } ss.  
Ashe County,

I, *POINDEXTER BLEVINS*, Clerk of the Superior Court of said county, do certify that *M. C. Hark*  
*Hark*, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a  
Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts  
are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of  
said Court, this *19<sup>th</sup>* day of *August* 189*6*.

*P. Blevins*  
Clerk Superior Court.

782

1453

Nation's No.

1453

Commission's No.

In re Application of

Chas. J. DeBord

Demurrer and Answer.

FILED SEPT 22 1896.

A. S. MCKENNON

COM'R

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabanias, and  
A. B. Montgomery, Commissioners.

In the matter of application of

*Chas. J. Boone*

Nation's No. ....

Commission's No. ....

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the  
said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy,  
and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant .....  
entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said appli-  
cation, says that

..... through whom the petitioner ..... claim to derive ..... right  
to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since  
the removal of said Nation, west to the Indian Territory as at present located and defined; that his name  
does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now  
reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *A. S. McKennon, T. B. Cabanias, & A. B. Montgomery* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the  
matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the *17th* day of *Sept.* 1896.

*D. J. Ball*

NOTARY PUBLIC.



**End**





SERVICE AFFIDAVIT.

INDIAN TERRITORY, } ss.  
Cherokee Nation. }

I, J. N. BALDWIN, do solemnly swear that on the Fourth day September, 1896, I, in person, delivered to WM. HASTINGS, FRANK J. BOUDINOT and WM. T. HUTCHINGS, Attorneys for the Cherokee Nation, at Tahlequah, I. T., a package which contained a true copy of the application of *Julia Barnes* for Citizenship in the Cherokee Nation, Ind. Ter.,

and of the affidavits of *her self, Samuel Davis Wm Price*  
*Alfred Price Wm A. Lewis & J H Barton*

in support of same, the originals of which are now filed with the Honorable DAWES COMMISSION, at Vinita, Ind. Ter. That affiant has no interest in this matter.

Subscribed and sworn to before me this the *4th* day of September, 1896.

*J N Baldwin*  
*W H Davis* Notary Public  
*my Commission expires Mar 4 1900*

Clavin  
3 Julia Barnes  
to 3 Clamant  
3 Cherokee Indian  
Citizenship

# 3 PETITION AND MEMORIAL.

FOR CHEROKEE INDIAN CITIZENSHIP.

To The Hon. James Commission:

Your petitioner, Julia Barnes, earnestly and respectfully represents that she is one  
third-second Cherokee Indian by blood, deriving the same from her lineal ancestor, the late  
Ned Sigmon through her father Robert F. Phipps, who  
 was a son of Reuben Phipps, who was a daughter of William  
Hart, who was a daughter of Catharine Hart, who was  
 a daughter of said Ned Sigmon, who was a Cherokee  
 Indian of the full blood

Your petitioner therefore submits to your honorable body the above statement of facts as grounds for her  
 application for Cherokee Indian citizenship as aforesaid in the Cherokee Nation and asks for a full and complete  
 investigation of her claim and if the same is found to be valid and correct as herein stated, that she be allowed  
 all the rights, privileges and immunities of other citizens of said Nation.

Petitioner's full name is Julia Barnes, age forty-five years,  
 residence Ashe Co. in the State of North Carolina postoffice address Union  
Ashe County of Ashe State of North Carolina occupation that of a house-  
wife and is a married woman, and the mother of the  
 following named minor children; Winnie Barnes,  
said 11 months

Attesting witnesses,

Most Respectfully Submitted,

J. H. Barton [SEAL]  
J. C. Yates [SEAL]  
 STATE OF North Carolina ss.  
 COUNTY OF Ashe

her  
Julia Barnes [SEAL]  
mark

Personally appeared before me, M. C. Hask, a Justice of the Peace  
 in and for said county in the State aforesaid, Julia Barnes, the petitioner in the above  
 petition for Cherokee Indian citizenship in the Cherokee Nation, Indian Territory, U. S. A., who after being  
 duly sworn according to law states that the facts set forth in her said petition above are true as stated  
 therein, this the 27 day of July 1896.

Attesting witnesses,

her  
Julia Barnes [SEAL]  
mark

J. H. Barton [SEAL]  
J. C. Yates [SEAL]

Subscribed and sworn to before me, a Justice of the Peace as aforesaid, on this 27 day of  
July 1896, and I do certify that I am personally acquainted with Julia Barnes  
 the said petitioner, and know that he is a credible person and entitled to full faith and credit before any of  
 the Courts of the State of North Carolina, and that I have no interest directly or indirectly in the  
 prosecution of her said claim for Cherokee Indian citizenship and am not related to her by blood or marriage.

M. C. Hask J. P.

STATE OF NORTH CAROLINA, ss.  
 ASHE COUNTY,

I, FOUNDER BLIVINS, Clerk of the Superior Court of said county, do certify that M. C.  
Hask, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a  
 Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts  
 are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of  
 said Court, this 19 day of August 1896.

P. Blivins  
 Clerk Superior Court.



# GENERAL AFFIDAVIT.

IN THE MATTER OF CLAIM.

Of *Julia Barnes*.... To Cherokee Indian Citizenship.

AFFIDAVIT OF *Claimant*

STATE OF *North Carolina*  
COUNTY OF *Ashe* ss.

On this, the *27* day of *July*.... A. D., 189*6*, personally before me *M. C. Hask*

....., a Justice of the Peace in and for the county aforesaid, duly authorized to administer oaths, appeared *Julia Barnes*...., aged *25* years, a resident of *Ashe* county, and State of *North Carolina*., whose postoffice is *Waynes N.C.*., who after being duly sworn according to law, says that she is *one thirty-second* Indian by blood and a claimant for *Cherokee* Indian citizenship. Affiant further says on oath *that she derives her Indian Blood from her father's ancestor, the late Ned Sigmour, a full blood Cherokee Indian as set forth in her Petition and Memorial*

and is a direct lineal descendant of the *Sigmour* family, whose name she believes appears upon the census rolls, that were taken by the United States government, by blood, of the Cherokee tribe of Indians. Affiant further says that she believes the said *Sigmour family* to be of Cherokee Indian blood, and were members of the *Cherokee* tribe of Indians.

Affiant further says she has been taught and has heard from her earliest youth that she is a descendant of a *Cherokee* Indian family and that affiant has been recognized and treated by her neighbors and the public generally as a person of *Cherokee* Indian blood and that from her complexion and physical appearance she has every reason to believe and does believe that she is of *Cherokee* Indian blood and is an admixture of *white* and Cherokee and at least one *thirty-second* Indian by blood.

Affiant further says the above statements are true to the best of her knowledge and belief.

*Julia Barnes*  
Subscribed and sworn to before me, this *27* day of *July*  
A. D., 189*6*, and I further certify that the foregoing affidavit was read to affiant in my presence. That said affiant is to me personally known (or has been satisfactorily identified before me) and I verily believe her to be a credible person.

*M. C. Hask J.P.*

In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T,

STATE OF NORTH CAROLINA, }  
County of Ashe } ss,

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared Samuel Davis, who after being duly sworn, states that he is seventy-seven years of age, a resident of Grayson county, Va., whose postoffice address is Grassy Creek, Ashe county, N. C.; that he has lived in Grayson county, Va., all his life; that about sixty years ago, he well and personally knew one Ned Sizemore, who was a Cherokee Indian of the full blood then living in Ashe county, N. C.; that said Sizemore, prior to that time had come from the Cherokee tribe in western North Carolina, or Georgia; that said Sizemore had the appearance of a full blood Indian and was so treated and recognized by his neighbors and acquaintances; that he made frequent visits to the home of said tribe after affiant first knew him; that he died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen Sizemore, and a daughter Lyddia who married James Blevins and another daughter who married one Stamper, from whom have descended a number of these claimants; and that said Ned Sizemore had one daughter Catharine who married one James Hart; that said James and Catharine Hart had sons, Ned and George among others, and Catharine who afterwards married one Baldwin and subsequently one Caldwell, and Margery who married one Robert Hash and settled in Grayson county, Va., near the N.

C., and Va. State line and near the home of affiant; that he often saw said Ned Sizemore at the home of the said Margery Hash, his grand-daughter, and remembers to have seen him there once with a pet bear following him; and that said Ned Sizemore could speak English only very imperfectly.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of said Ned Sizemore's descendants to citizenship in the Cherokee Nation, I. T.

Given under my hand this 10th day of August, A. D. 1896.

[Signed] SAMUEL DAVIS.

Sworn to and subscribed before me this 10th day of August, A. D. 1896, and I certify that I am well acquainted with said Samuel Davis and know him to be entitled to full faith and credit and a truthful person.

[Signed] M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelie Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)

r;

In the matter of the claim of the descend-  
ants of Ned Sizemore to citizenship in the  
Cherokee Nation, I. T.,  
STATE OF NORTH CAROLINA, } SS,  
County of Ashe

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared William Price, aged 86 years, a resident of Ashe county, State of North Carolina, whose postoffice address is Weaversford, N. C., who after being duly sworn states that he was born and raised in Ashe county, N. C., and that some sixty or seventy years ago he well knew one Ned Sizemore who was a full blood Cherokee Indian and made his home at that time on the waters of Cranberry Creek, in Ashe county, N. C.; that said Sizemore had come from the home of the Cherokee tribe in Western N. C., or Ga., some several years prior to the time affiant first knew him but finally made his said tribe was located after affiant first knew him but finally made his home in Ashe county, N. C., where he subsequently died; that said Sizemore had a numerous family of sons and daughters, two of whom, Owen Sizemore, a son and Catharine Sizemore, a daughter affiant well and personally knew; that said Owen Sizemore had a daughter, Lyddia who married one James Blevins, and lived in Ashe county, N. C.; that said James and Lyddia Blevins had several sons and daughters from whom have descended a number of the present claimants; that said Catharine Sizemore, a daughter of said Ned Sizemore married one James Hart, and had numerous sons and daughters among whom were Catharine who married one Baldwin and subsequently married one Caldwell, and Margery who married Robert Hash, and settled in Grayson Co., Va., near the Va., and N. C. State line, Ned Hart, who settled in Ashe county N. C., from whom have descended a number of the present claimants. Affiant further states that said Ned Sizemore had every appearance of being a full blood Indian; that he claimed to be a member of the Cherokee tribe and was so recognized by the Cherokee tribe and members thereof; that he was recognized and lived in the Cherokee tribe and members thereof in Ashe county, N. C., and

Attest  
J. H. BARTON,  
[Signed] WILLIAM x PRICE.  
his mark.

Sworn to and subscribed before me this 11th day of August, A. D. 1896, and I further certify that I am well acquainted with the said William Price and know him to be a person of truth and credibility.  
Given under my hand this day and date first above written.  
[Signed] M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelie Peak for citizenship in the Cherokee Nation, I. T.  
Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)



In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.,

State of North Carolina, } ss:  
County of Ashe,

On this 19th, day of August A. D. 1896, personally appeared before the undersigned Justice of the Peace in and for the county of Ashe in the State aforesaid, Alfred Price, aged 76 years, whose postoffice address is Crumpler, Ashe county, N. C., and states that some sixty years ago he personally knew one Ned Sizemore who then lived in Ashe county, North Carolina, and who was a Cherokee Indian of the full blood, having come several years prior to that time from the Cherokee reservation and settled in Ashe county, N. C., that said Ned Sizemore had the appearance of being a full blood Indian, and was so treated and regarded by his neighbors and acquaintances; that said Sizemore died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen who was the father of Lyddia Sizemore who married James Blevins and who was the mother of James, Eli, George, Wells Blevins from whom have sprung a number of the present claimants; that Catharine was the name of a daughter of said Ned Sizemore who married one James Hart and who had several sons and daughters, Margery who married Robert Hash, George Hart who was the father of Margery Peak and Cornelle Peak and Grubb Hart; said Ned Sizemore also had other sons and daughters and said Catharine Hart was the mother of Catharine Caldwell who was the mother of Nancy Caldwell and William D. Baldwin; that said Catharine Hart was the mother also of Ned Hart, Morris Hart and others.

Affiant states these facts from his own personal knowledge and observation. Given this Aug. the 19th, 1896.

[Signed]

his  
ALFRED x PRICE.  
mark.

Subscribed and sworn to before me this 19th day of August, 1896, and I certify that the contents of the foregoing affidavit were fully made known to affiant before signing and swearing, and that said Alfred Price is a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed]

L. HURLY, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelle Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of court under seal of court.)

In the Matter of the Claim of the Descendants of Ned Sizemore to  
Citizenship in the Cherokee Nation, I. T.:  
INDIAN TERRITORY, } ss.  
Cherokee Nation.

On this, the 2nd day of September, A. D., 1896, personally ap-  
peared before me, the undersigned Notary Public, within and for the  
Northern District of the Indian Territory, William A. Lewis, aged  
seventy-nine years, whose postoffice address is Ft. Gibson, Cherokee  
Nation, I. T., who, after being first duly sworn, deposes and says:  
That he is a Cherokee by birth and came to the Indian Territory with  
the Cherokee tribe on its migration from the east, that he was well  
acquainted with the majority of the members of said tribe who so  
migrated as well as of those who remained in the east; that he  
was well and personally acquainted with one Ned Sizemore, in  
North Carolina, old Cherokee Nation, and knows that he was al-  
ways recognized and treated as a Cherokee Indian, and from the  
appearance of said Sizemore and his acquaintance with him, af-  
fiant knows him to have been a Cherokee Indian by blood and of  
the full blood; that he knew said Sizemore from about the year  
1822, in North Carolina, and believes that said Sizemore was en-  
rolled in the Cherokee enrollment of about that date, and again in  
the Wafford enrollment.

Affiant further states that he knew one James Hart, whom he be-  
lieves to have been so enrolled and who married Catharine, the daughter  
of said Ned Sizemore, and affiant also remembers that said Ned Size-  
more had a son by name of Owen and also another son by name of  
George. Affiant further states that said Ned Sizemore and his family,  
on the migration of the Cherokees to the Indian Territory, remained  
in North Carolina and from the best of his information he believes  
that said Ned Sizemore afterwards settled, lived and died in Ashe  
County, North Carolina.

Affiant states these facts from his own personal knowledge. Af-  
fiant states that he was born and partially reared a near neighbor to  
the Sizemore and Hart families, and was familiar with them, in school  
and as playmates and associates.

Given under my hand and seal this the day and date first above  
written. *W. A. Lewis* [SEAL]

Subscribed and sworn to before me this, the 2nd day of Sept.,  
1896. *W. A. Lewis*, Notary Public.

My commission expires, \_\_\_\_\_, 189...

## Affidavit of Witness.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

Before me, the undersigned Notary Public in and for the Northern District of the Indian Territory, personally appeared J. H. Barter, who after being by me duly sworn states that he is 55 years of age and a resident of Ashe County, State of North Carolina, whose postoffice address is Weaverford, in said County, and that he is personally acquainted with Julia Barnes, who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant further states that the said Julia Barnes is the identical person he represents himself to be in his application for citizenship in said Nation, and that he has known the said applicant for the past 14 years and knows that she is and has been recognized and treated by her neighbors, acquaintances and the public generally, as a person having Cherokee blood; and that the complexion, physical appearance, language and manners of the said applicant indicate that she is of Cherokee blood. That from above facts and circumstances and from statements made to him by the said applicant affiant states he has every reason to believe and does believe that the said applicant is of Cherokee Indian blood.

Subscribed and sworn to before me, this 3<sup>rd</sup> of September, A. D., 1896.  
J. H. Barter  
M. H. Smith Notary Public.

My Commission expires, March 7, 1900.

12

N ~~3118~~ 783

IN THE MATTER OF

*Julia Barnes*

Claim to Citizenship in *Cherokee*

Nation, I. T.

Do *Vernon, N.C.*

*Rejected*

*(Genuine family)*

*Filed Sept 7-1896*

*A S McKinnon*  
*Clerk*

*John Baldwin*

*Silas Cross*

*NC-*



# AFFIDAVIT OF WITNESS.

STATE OF *North Carolina* } ss.  
COUNTY OF *Ashe*

Before me, the undersigned, a *Justice of the Peace* in and for the County and State aforesaid, personally appeared *Samuel Davis*, who after being by me duly sworn states that he is *77* years of age, and a citizen of *Grayson* County, and State of *Virginia* and that he is personally acquainted with *Julia Barnes*, who is an applicant for citizenship in the *Cherokee* Nation, I. T., and affiant further states that the said *Julia Barnes* is the identical person ~~he~~ *she* represents *himself* to be in ~~his~~ *her* application for citizenship in said Nation, and that the said *Julia Barnes* is a daughter of *Robert F. Phipps* who ~~was~~ is a son of *Ruth Phipps* who was a daughter of *Margery Hark* who was a daughter of *Catharine Hart* who was a daughter of *Ned Sizemore* who was a *Cherokee* Indian of the full blood; and is the mother of one minor child *Minnie Barnes*

that he has known the said *Julia Barnes* for the past *25* years. He is and has been recognized and treated by ~~his~~ neighbors, acquaintances and the public as a person having *Cherokee* Indian blood; and that the complexion, physical appearance, and manners of the said *Julia Barnes* indicate that the said *Julia Barnes* is of *Cherokee* blood. That from the above facts and circumstances and from statements made to ~~him~~ by the said *Barnes* affiant states he has every reason to believe and does believe that the said *Barnes* is of *Cherokee* Indian blood.

Affiant further states that he has no interest whatever in the prosecution of the claim of the said *Julia Barnes* to citizenship in the *Cherokee* Nation, I. T., and that he is not related by blood or marriage to the said *Julia Barnes*.

Attest,

*Samuel Davis*

Subscribed and sworn to before me, this *11* day of *Aug.* A. D. 189*6*, and I further certify that I am well acquainted with the said *Samuel Davis* and know ~~him~~ to be a person of credibility and of truth and veracity.

My commission expires on the day of

189

*W. C. Hark J.P.*

STATE OF NORTH CAROLINA, } ss.  
ASHE COUNTY,

I, *POINDEXTER BLEVINS*, Clerk of the Superior Court of said county, do certify that *M. C.* *Hark*, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of said Court, this *11* day of *August* 189*6*.

*P. Blevins*  
Clerk Superior Court.

133-283

Nation's No. 1458

Commission's No. ....

In re Application of

*Julia Borino*

Demurrer and Answer.

FILED SEPT. 2 1906

A. S. MCKENNON

COM'R

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabanias, and  
A. B. Montgomery, Commissioners.

In the matter of application of

*Julia Bonner*

Nation's No. ....

Commission's No. ....

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the  
said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy,  
and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant  
entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said appli-  
cation, says that *Re: Simon*

..... through whom the petitioner..... claims to derive *her* right  
to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since  
the removal of said Nation, west to the Indian Territory as at present located and defined, that *his* name  
does not appear on any of the authenticated rolls of said Nation; that neither, he nor any of *his* ancestors now  
reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *Dawes, Armstrong & Cabanias* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the  
matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, *17<sup>th</sup>* day of *Sept.* 1896.

*D. J. Ball*

NOTARY PUBLIC.



**End**





SERVICE AFFIDAVIT.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

I, J. N. BALDWIN, do solemnly swear that on the Fourth day September, 1896, I, in person, delivered to WM. HASTINGS, FRANK J. BOUDINOT and WM. T. HUTCHINGS, Attorneys for the Cherokee Nation at Tahlequah, I. T., a package which contained a true copy of the application of Celia Caldwell for Citizenship in the Cherokee Nation, Ind. Ter.,

and of the affidavits of herself, Samuel Davis Alfred Price  
Wm Price Wm A. Lewis and J H Barton

in support of same, the originals of which are now filed with the Honorable DAWES COMMISSION, at Vinita, Ind. Ter. That affiant has no interest in this matter.

Subscribed and sworn to before me this, the 7 day of September, 1896.

J. N. Baldwin  
Notary Public  
my Commission expires Mar 7<sup>th</sup> 1900

Claim  
to 3 Celia A. Caldwell  
3 Claimant  
Cherokee Indian Citizenship



# PETITION AND MEMORIAL.

FOR CHEROKEE INDIAN CITIZENSHIP.

TO The Dames Commission

Your petitioner, *Celia A. Caldwell*, earnestly and respectfully represents that she is *one*  
*Sixteenth* Cherokee Indian by blood, deriving the same from her lineal ancestor, the late

*Ned Siginore* through her mother *Sallie Hask*, who is  
a daughter of *Robert and Margery Hask*, the latter of whom was a  
daughter of *James and Callamine Hask*, the latter of whom  
was a daughter of said *Ned Siginore*, who was a  
Cherokee Indian of full blood

Your petitioner therefore submits to your honorable body the above statement of facts as grounds for her  
application for Cherokee Indian citizenship as aforesaid in the Cherokee Nation and asks for a full and com-  
plete investigation of her claim and if the same is found to be valid and correct as herein stated, that she be  
allowed all the rights, privileges and immunities of other citizens of said Nation.

Petitioner's full name is *Celia Ann Caldwell*, age *thirty-eight* years,  
residence *Ashe Co.*, in the State of *North Carolina*, postoffice address *Wesumpe*  
County of *Ashe*, State of *North Carolina*, occupation that of a house-  
wife and is a married woman and the mother of the  
following named minor children: *Margery J. Caldwell*,  
aged *15* years; *Cora May Caldwell*, aged *16* years; *James Marshall*,  
aged *14* years; *John Samuel Caldwell*, aged *12* years; *Martha*,  
aged *9* years; *Charles F. Caldwell*, aged *7* years;  
*Robert A. Caldwell*, aged *5* years

Attesting witnesses,

Most Respectfully Submitted,

*J. H. Barton* [SEAL]  
*A. L. Pugh* [SEAL]  
State of *North Carolina*  
County of *Ashe* } ss.

*Celia A. Caldwell* [SEAL]  
*Wesumpe*

Personally appeared before me, *M. C. Hask*, a Justice of the Peace  
in and for said county in the State aforesaid, *Celia A. Caldwell*, the petitioner in the above  
petition for Cherokee Indian citizenship in the Cherokee Nation, Indian Territory, U. S. A., who after being  
duly sworn according to law states that the facts set forth in her said petition above are true as stated  
therein, this *13th* day of *July*

Attesting witnesses,

*Celia A. Caldwell* [SEAL]  
*Wesumpe*

*J. H. Barton* [SEAL]  
*A. L. Pugh* [SEAL]

Subscribed and sworn to before me, a Justice of the Peace as aforesaid, on this *13th* day of  
*July* 1896, and I do certify that I am personally acquainted with  
the said petitioner, and know that she is a credible person and entitled to full faith and credit before any of the  
Courts of the State of *North Carolina*, and that I have no interest directly or indirectly in the pro-  
secution of her said claim for Cherokee Indian citizenship and am not related to her by blood or marriage.

*M. C. Hask J.P.*

I, *FOUNDER BLEVINS*, Clerk of the Superior Court of said county, do certify that *M. C.*  
*Hask*, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a  
Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts  
are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of  
said Court, this *19th* day of *August* 1896.

*P. Blevins*  
Clerk Superior Court.



# GENERAL AFFIDAVIT.

IN THE MATTER OF CLAIM.

of *Celia A. Caldwell* To Cherokee Indian Citizenship.

AFFIDAVIT OF *Claimant*

State of *North Carolina* }  
County of *Ashe* } ss.

On this, the *13<sup>th</sup>* day of *July* A. D., 189*6*, personally before me, *M. C. Nash*

, a Justice of the Peace in and for the county aforesaid, duly authorized to administer oaths, appeared *Celia A. Caldwell*, aged *38* years, a resident of *Ashe* County, and State of *North Carolina*, whose postoffice is *Womumford*, who after being duly sworn according to law, says that she is *one-sixteenth* Indian by *blood* and a claimant for *Cherokee* Indian citizenship. Affiant further says on oath *she denies*

*her Indian blood from her Ancestors the late Ned Sizemore as set forth in her Petition and Memorial*

and is a direct lineal descendant of the *Sizemore* family, whose name she believes appears upon the census rolls, that were taken by the United States government, by blood, of the Cherokee tribe of Indians. Affiant further says that she believes the said *Sizemore family* to be of Cherokee Indian blood, and were members of the *Cherokee* tribe of Indians.

Affiant further says she has been taught and has heard from her earliest youth that she is a descendant of a *Cherokee* Indian family and that affiant has been recognized and treated by her neighbors and the public generally as a person of *Cherokee* Indian blood and that from her complexion and physical appearance she has every reason to believe and does believe that she is of *Cherokee* Indian blood and is an admixture of *white* and Cherokee and at least one *Sixteenth* Indian by blood.

Affiant further says the above statements are true to the best of her knowledge and belief.

*J. H. Barton*  
*A. L. Pugh*

*Celia A. Caldwell*

Subscribed and sworn to before me, this *13<sup>th</sup>* day of *July* A. D., 189*6*, and I further certify that the foregoing affidavit was read to affiant in my presence. That said affiant is to me personally known (or has been satisfactorily identified before me) and I verily believe her to be a credible person.

*M. C. Nash J. P.*

In the matter of the claim of the descend-  
ants of Ned Sizemore to citizenship in the  
Cherokee Nation, I. T,

STATE OF NORTH CAROLINA, }  
County of Ashe } ss,

Before me, the undersigned Justice of the Peace, in and for the coun-  
ty of Ashe, in the State aforesaid, personally appeared Samuel Davis, who  
after being duly sworn, states that he is seventy-seven years of age, a resi-  
dent of Grayson county, Va., whose postoffice address is Grassy Creek,  
Ashe county, N. C.; that he has lived in Grayson county, Va., all his life;  
that about sixty years ago, he well and personally knew one Ned Sizemore,  
who was a Cherokee Indian of the full blood then living in Ashe county,  
county, N. C.; that said Sizemore, prior to that time had come from the  
Cherokee tribe in western North Carolina, or Georgia; that said Sizemore  
had the appearance of a full blood Indian and was so treated and recogniz-  
ed by his neighbors and acquaintances; that he made frequent visits to the  
home of said tribe after affiant first knew him; that he died in Ashe coun-  
ty, N. C., and had a numerous family of sons and daughters, one son Owen  
and a daughter Lyddie who married James Blevins and another  
daughter who married one Stamper, from whom have descended a number  
of these claimants; and that said Ned Sizemore had one daughter Cath-  
arine who married one James Hart; that said James and Catharine Hart  
had sons, Ned and George among others, and Catharine who afterwards  
married one Baldwin and subsequently one Caldwell, and Margery who  
married one Robert Hash and settled in Grayson county, Va., near the N.

C., and Va. State line and near the home of affiant; that he often saw said Ned Sizemore at the home of the said Margery Hash, his grand-daughter, and remembers to have seen him there once with a pet bear following him; and that said Ned Sizemore could speak English only very imperfectly.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of said Ned Sizemore's descendants to citizenship in the Cherokee Nation, I. T.

Given under my hand this 10th day of August, A. D. 1896.

[Signed]

SAMUEL DAVIS.

Sworn to and subscribed before me this 10th day of August, A. D. 1896, and I certify that I am well acquainted with said Samuel Davis and know him to be entitled to full faith and credit and a truthful person.

[Signed]

M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelie Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)

In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.,

State of North Carolina, }  
County of Ashe, } ss:

On this 19th, day of August A. D. 1896, personally appeared before the undersigned Justice of the Peace in and for the county of Ashe in the State aforesaid, Alfred Price, aged 76 years, whose postoffice address is Crumpler, Ashe county, N. C., and states that some sixty years ago he personally knew one Ned Sizemore who then lived in Ashe county, North Carolina, and who was a Cherokee Indian of the full blood, having come several years prior to that time from the Cherokee reservation and settled in Ashe county, N. C., that said Ned Sizemore had the appearance of being a full blood Indian, and was so treated and regarded by his neighbors and acquaintances; that said Sizemore died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen who was the father of Lyddia Sizemore who married James Blevins and who was the mother of James, Eli, George, Wells Blevins from whom have sprung a number of the present claimants; that Catharine was the name of a daughter of said Ned Sizemore who married one James Hart and who had several sons and daughters, Margery who married Robert Hash, George Hart who was the father of Margery Peak and Cornelia Peak and Grubb Hart; said Ned Sizemore also had other sons and daughters and said Catharine Hart was the mother of Catharine Caldwell who was the mother of Nancy Caldwell and William D. Baldwin; that said Catharine Hart was the mother also of Ned Hart, Morris Hart and others.

Affiant states these facts from his own personal knowledge and observation. Given this Aug. the 19th, 1896.

[Signed] his  
ALFRED x PRICE.  
mark.

Subscribed and sworn to before me this 19th day of August, 1896, and I certify that the contents of the foregoing affidavit were fully made known to affiant before signing and swearing, and that said Alfred Price is a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed] L. HURLY, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of court under seal of court.)



In the matter of the claim of the descend-  
ants of Ned Sizemore to citizenship in the  
Cherokee Nation, I. T.

STATE OF NORTH CAROLINA, } ss,  
County of Ashe

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared William Price, aged 86 years, a resident of Ashe county, State of North Carolina, whose postoffice address is Weaversford, N. C., who after being duly sworn states that he was born and raised in Ashe county, N. C., and that some sixty or seventy years ago he well knew one Ned Sizemore who was a full blood Cherokee Indian and made his home at that time on the waters of Cranberry Creek, in Ashe county, N. C.; that said Sizemore had come from the home of the Cherokee tribe in Western N. C., or Ga., some several years prior to the time affiant first knew; that he often went back to where said tribe was located after affiant first knew him but finally made his home in Ashe county, N. C., where he subsequently died; that said Sizemore had a numerous family of sons and daughters, two of whom, Owen Sizemore, a son and Catharine Sizemore, a daughter affiant well and personally knew; that said Owen Sizemore had a daughter, Lyddia who married one James Blevins, and lived in Ashe county, N. C.; that said James and Lyddia Blevins had several sons and daughters from whom have descended a number of the present claimants; that said Catharine Sizemore, a daughter of said Ned Sizemore married one James Hart, and had numerous sons and daughters among whom were Catharine who married one Baldwin and subsequently married one Caldwell, and Margery who married Robert Hash, and settled in Grayson Co., Va., near the Va., and N. C. State line, Ned Hart, who settled in Ashe county N. C., from whom have descended a number of the present claimants. Affiant further states that said Ned Sizemore had every appearance of being a full blood Indian; that he claimed to be a member of the Cherokee tribe and was so recognized by the said Cherokee tribe and members thereof; that he was recognized and treated by his neighbors and acquaintances in Ashe county, N. C., and Grayson county, Va., as a full blood Indian.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

Given under my hand this 11th day of August, A. D. 1896.

Attest

J. H. BARTON,

[Signed]

WILLIAM x PRICE.  
mark.

Sworn to and subscribed before me this 11th day of August, A. D. 1896, and I further certify that I am well acquainted with the said William Price and know him to be a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed]

M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelie Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by  
(Clerk of Court under seal of Court.)

In the Matter of the Claim of the Descendants of Ned Sizemore to  
Citizenship in the Cherokee Nation, I. T.:

INDIAN TERRITORY, } ss.  
Cherokee Nation.

On this, the 2nd day of September, A. D., 1896, personally appeared before me, the undersigned Notary Public, within and for the Northern District of the Indian Territory, William A. Lewis, aged seventy-nine years, whose postoffice address is Ft. Gibson, Cherokee Nation, I. T., who, after being first duly sworn, deposes and says: That he is a Cherokee by birth and came to the Indian Territory with the Cherokee tribe on its migration from the east, that he was well acquainted with the majority of the members of said tribe who so migrated as well as of those who remained in the east; that he was well and personally acquainted with one Ned Sizemore, in North Carolina, old Cherokee Nation, and knows that he was always recognized and treated as a Cherokee Indian, and from the appearance of said Sizemore and his acquaintance with him, affiant knows him to have been a Cherokee Indian by blood and of the full blood; that he knew said Sizemore from about the year 1822, in North Carolina, and believes that said Sizemore was enrolled in the Cherokee enrollment of about that date, and again in the Wafford enrollment.

Affiant further states that he knew one James Hart, whom he believes to have been so enrolled and who married Catharine, the daughter of said Ned Sizemore, and affiant also remembers that said Ned Sizemore had a son by name of Owen and also another son by name of George. Affiant further states that said Ned Sizemore and his family, on the migration of the Cherokees to the Indian Territory, remained in North Carolina and from the best of his information he believes that said Ned Sizemore afterwards settled, lived and died in Ashe County, North Carolina.

Affiant states these facts from his own personal knowledge. Affiant states that he was born and partially reared a near neighbor to the Sizemore and Hart families, and was familiar with them, in school and as playmates and associates.

Given under my hand and seal this the day and date first above written.

Subscribed and sworn to before me this, the 2nd day of Sept., 1896.

W. A. Lewis, Notary Public.  
My commission expires March 1, 1900.

## Affidavit of Witness.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

Before me, the undersigned Notary Public in and for the Northern District of the Indian Territory, personally appeared J. H. Barton, who after being by me duly sworn states that he is 55 years of age, and a resident of Ashe County, and State of North Carolina, whose postoffice address is Weaverville, in said County, and that he is personally acquainted with Celia Caldwell, who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant further states that the said Celia Caldwell is the identical person he represents herself to be in her application for citizenship in said Nation, and that he has known the said applicant for the past 20 years and knows that she is and has been recognized and treated by her neighbors, acquaintances and the public generally, as a person having Cherokee blood; and that the complexion, physical appearance, language and manners of the said applicant indicate that she is of Cherokee blood. That from above facts and circumstances and from statements made to him by the said applicant affiant states he has every reason to believe and does believe that the said applicant is of Cherokee Indian blood.

Subscribed and sworn to before me, this 6 day of September, A. D., 1896.  
M. H. Roberts, Notary Public.

My Commission expires, March 7, 1900.

No. ~~8004~~ 784/

IN THE MATTER OF

Celia Caldwell

Claim to Citizenship in Cherokee

Nation, I. T.

Co Weovusford N.C.

Reflected

(Sequimor family)

File J Sept 7-1894

A S M Henson  
Comm

John Baldwin  
Silas Creek

NC



## AFFIDAVIT OF WITNESS.

State of *North Carolina*, }  
County of *Ashe*, } ss.

Before me, the undersigned, a *Justice of the Peace* in and for the County and State  
aforesaid, personally appeared *Samuel Davis* who after being by me duly sworn states  
that *he* is 77 years of age, and a citizen of *Grayson* County, and State of *Virginia*,  
and that *he* is personally acquainted with *Celia Caldwell* who is an applicant for  
citizenship in the *Cherokee* Nation, I. T., and affiant further states that the said *Celia*  
*Caldwell* is the identical person *she* represents *herself* to be in *her* application for citizenship  
in said Nation, and that the said *Celia Caldwell* is the daughter of

*Sallie Hark*, who was the daughter of *Margery Hark*  
who was a daughter of *Catharine Hart*, who was a  
daughter of *Red Sizemore*, who was a *Cherokee*  
Indian of the full blood; and is a married woman  
and the mother of the following named minor chil-  
dren: *Margery J. Caldwell*, *Cora May Caldwell*,  
*Jas. Marshall Caldwell*, *John Samuel Caldwell*,  
*Martha Ellen Caldwell*, *Charles Fried*, *Caldwell* & *Robert*  
*H. Caldwell*

Affiant further states that *he* has known the said *Celia Caldwell* for the past 35 years

and knows that *she* is and has been recognized and treated by *her* neighbors, acquaintances and the public

generally, as a person having *Cherokee* Indian blood; and that the complexion, physical appearance,

language and manners of the said *Celia Caldwell* indicate that the said *Celia Caldwell*

is of Indian blood. That from the above facts and circumstances and from statements made to *h* by the said

*Celia Caldwell* affiant states *he* has every reason to believe, and does believe that the said

*Celia Caldwell* is of *Cherokee* Indian blood.

Affiant further states that *he* has no interest whatever in the prosecution of the claim of the said *Celia*

*Caldwell* to citizenship in the *Cherokee* Nation, I. T., and that *he* is not related

by blood or marriage to the said *Celia J. Caldwell*.

Subscribed and sworn to before me this 10 day of *Aug.* A. D., 1896, and I further cer-

tify that I am well acquainted with the said *Samuel Davis* and know *him* to be a

person of credibility and of truth and veracity.

My commission expires on the \_\_\_\_\_ day of \_\_\_\_\_, 1896.

STATE OF NORTH CAROLINA, }  
Ashe County, }

I, *POINDEXTER BLEVINS*, Clerk of the Superior Court of said county, do certify that *M. C.*

*Hark*, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a

Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts

are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of

said Court, this 19 day of *August* 1896.

*P. Blevins*  
Clerk Superior Court.

**End**

785

SERVIC AFFIDAVIT.

INDIAN TERRITORY, } ss.  
Cherokee Nation. }

I, J. N. BALDWIN, do solemnly swear that on the Fourth day September, 1896, I, in person, delivered to WM. HASTINGS, FRANK J. BOUDINOT and WM. T. HUTCHINGS, Attorneys for the Cherokee Nation, at Tahlequah, I. T., a package which contained a true copy of the application of *Geo. W. Carter* for Citizenship in the Cherokee Nation, Ind. Ter.,

and of the affidavits of *himself, Wm. Price, Alfred Price, Samuel Davis & Wm. A. Lewis & J. H. Barton*

in support of same, the originals of which are now filed with the Honorable DAWES COMMISSION, at Vinita, Ind. Ter. That affiant has no interest in this matter.

Subscribed and sworn to before me this, the *4th* day of September, 1896.

*J. N. Baldwin*  
*W. H. Nichols* Notary Public  
*Commission expires Mar 7th 1900*



PETITION AND MEMORIAL.  
FOR CHEROKEE INDIAN CITIZENSHIP.

TO The Hon. Dames Commission:

Your petitioner, George W. Porter, earnestly and respectfully represents that he is one  
 ~~Cherokee Indian~~ Cherokee Indian by blood, deriving the same from his lineal ancestor, the late  
Ned Sizemore through his mother Catharine Porter, who  
was a daughter of George Blevins, who was a son of Lysidia  
Blevins, who was a daughter of Said Ned Sizemore who  
was a Cherokee Indian of the full blood.

Your petitioner therefore submits to your honorable body the above statement of facts as grounds for his  
application for Cherokee Indian citizenship as aforesaid in the Cherokee Nation and asks for a full and complete  
investigation of his claim and if the same is found to be valid and correct as herein stated, that he be allowed  
all the rights, privileges and immunities of other citizens of said Nation.

Petitioner's full name is George Washington Porter, age twenty-four years,  
residence Ashe Co., in the State of North Carolina, postoffice address Gussay

County of Ashe, State of North Carolina, occupation that of a farmer  
and is a married man and the father of two minor children,  
David F. Porter, aged 3 years; James A. Porter, aged  
1 year.

Attesting witnesses,

Most Respectfully Submitted,

.....[SEAL.]  
.....[SEAL.]

George W. Porter.....[SEAL.]

STATE OF North Carolina.....  
COUNTY OF Ashe.....ss.

Personally appeared before me, M. C. Hask, a Justice of the Peace  
in and for said county in the State aforesaid, George W. Porter, the petitioner in the above  
petition for Cherokee Indian citizenship in the Cherokee Nation, Indian Territory, U. S. A., who after being  
duly sworn according to law states that the facts set forth in his said petition above are true as stated  
therein, this the 27 day of July 1896.

Attesting witnesses,

George W. Porter [SEAL.]

Subscribed and sworn to before me, a Justice of the Peace, as aforesaid, on this 27 day of  
July 1896, and I do certify that I am personally acquainted with George W. Porter  
the said petitioner, and know that he is a credible person and entitled to full faith and credit before any of  
the Courts of the State of North Carolina, and that I have no interest directly or indirectly in the  
prosecution of his said claim for Cherokee Indian citizenship and am not related to him by blood or marriage.

M. C. Hask J. P.

STATE OF NORTH CAROLINA, { ss.  
ASHE COUNTY.

I, POINDEXTER BLEVINS, Clerk of the Superior Court of said county, do certify that M. C. Hask,  
Esq., whose name is signed to the foregoing certificate, was at the time of so doing a  
Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts  
are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of  
said Court, this 19 day of August, 1896.

P. Blevins  
Clerk Superior Court.

# GENERAL AFFIDAVIT.

IN THE MATTER OF CLAIM.

Of *George W. Porter* ..... To Cherokee Indian Citizenship.

AFFIDAVIT OF *Claimant*

STATE OF *North Carolina* }  
COUNTY OF *Ashe* } ss.

On this, the *27* day of *July* ..... A. D., 189*6*, personally before me *M. C. Nash*  
....., a Justice of the Peace in and for the county aforesaid, duly authorized to administer  
oaths, appeared *George W. Porter*....., aged *24* years, a resident of *Ashe*  
county, and State of *North Carolina*....., whose postoffice is *Seesaw N.C.*, who after  
being duly sworn according to law, says that he is *one, ~~an~~ <sup>fully-blooded</sup>* Indian by *blood* and  
a claimant for *Cherokee* Indian citizenship. Affiant further says on oath *that he*  
*derives his Indian blood from his ancestor, the*  
*Late Ned Sizemore, who was a full blood Cherokee*  
*Indian as set forth in his Petition and Memorial*

and is a direct lineal descendant of the *Sizemore*..... family, whose name he believes appears  
upon the census rolls, that were taken by the United States government, by blood, of the Cherokee tribe of  
Indians. Affiant further says that he believes the said *Sizemore family* to be of Cherokee  
Indian blood, and were members of the *Cherokee* tribe of Indians.

Affiant further says he has been taught and has heard from his earliest youth that he is a descendant  
of a *Cherokee* Indian family and that affiant has been recognized and treated by his neighbors and  
the public generally as a person of *Cherokee* Indian blood and that from his complexion and physical  
appearance he has every reason to believe and does believe that he is of *Cherokee* Indian blood  
and is an admixture of *white* and Cherokee and at least one *Cherokee* Indian by blood.

Affiant further says the above statements are true to the best of his knowledge and belief.

Subscribed and sworn to before me, this *27* day of *July*  
A. D., 189*6*, and I further certify that the foregoing affidavit was read to affiant  
in my presence. That said affiant is to me personally known (or has been satisfac-  
torily identified before me) and I verily believe him to be a credible person.

*M. C. Nash J.P.*

In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T,

STATE OF NORTH CAROLINA, }  
County of Ashe } ss,

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared Samuel Davis, who after being duly sworn, states that he is seventy-seven years of age, a resident of Grayson county, Va., whose postoffice address is Grassy Creek, Ashe county, N. C.; that he has lived in Grayson county, Va., all his life; that about sixty years ago, he well and personally knew one Ned Sizemore, who was a Cherokee Indian of the full blood then living in Ashe county, N. C.; that said Sizemore, prior to that time had come from the Cherokee tribe in western North Carolina, or Georgia; that said Sizemore had the appearance of a full blood Indian and was so treated and recognized by his neighbors and acquaintances; that he made frequent visits to the home of said tribe after affiant first knew him; that he died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen Sizemore, had a daughter Lyddia who married James Blevins and another daughter who married one Stamper, from whom have descended a number of these claimants; and that said Ned Sizemore had one daughter Catharine who married one James Hart; that said James and Catharine Hart had sons, Ned and George among others, and Catharine who afterwards married one Baldwin and subsequently one Caldwell, and Margery who married one Robert Hash and settled in Grayson county, Va., near the N.

G., and Va. State line and near the home of affiant; that he often saw said Ned Sizemore at the home of the said Margery Hash, his grand-daughter, and remembers to have seen him there once with a pet bear following him; and that said Ned Sizemore could speak English only very imperfectly.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of said Ned Sizemore's descendants to citizenship in the Cherokee Nation, I. T.

Given under my hand this 10th day of August, A. D. 1896.

[Signed] SAMUEL DAVIS.

Sworn to and subscribed before me this 10th day of August, A. D. 1896, and I certify that I am well acquainted with said Samuel Davis and know him to be entitled to full faith and credit and a truthful person.

[Signed] M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)



In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T,

State of North Carolina, }  
County of Ashe, } ss:

On this 19th, day of August A. D. 1896, personally appeared before the undersigned Justice of the Peace in and for the county of Ashe in the State aforesaid, Alfred Price, aged 76 years, whose postoffice address is Crumpler, Ashe county, N. C., and states that some sixty years ago he personally knew one Ned Sizemore who then lived in Ashe county, North Carolina, and who was a Cherokee Indian of the full blood, having come several years prior to that time from the Cherokee reservation and settled in Ashe county, N. C., that said Ned Sizemore had the appearance of being a full blood Indian, and was so treated and regarded by his neighbors and acquaintances; that said Sizemore died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen who was the father of Lyddia Sizemore who married James Blevins and who was the mother of James, Eli, George, Wells Blevins from whom have sprung a number of the present claimants; that Catharine was the name of a daughter of said Ned Sizemore who married one James Hart and who had several sons and daughters, Margery who married Robert Hush, George Hart who was the father of Margery Peak and Cornelia Peak and Grubb Hart; said Ned Sizemore also had other sons and daughters and said Catharine Hart was the mother of Catharine Caldwell who was the mother of Nancy Caldwell and William D. Baldwin; that said Catharine Hart was the mother also of Ned Hart, Morris Hart and others.

Affiant states these facts from his own personal knowledge and observation. Given this Aug. the 19th, 1896.

[Signed] his  
ALFRED x PRICE  
mark.

Subscribed and sworn to before me this 19th day of August, 1896, and I certify that the contents of the foregoing affidavit were fully made known to affiant before signing and swearing, and that said Alfred Price is a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed] L. HURLY, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.

Official character and genuineness of signature of Justice certified by Clerk of court under seal of court.)

In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.,

STATE OF NORTH CAROLINA, }  
County of Ashe } ss,

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared William Price, aged 86 years, a resident of Ashe county, State of North Carolina, whose postoffice address is Weaversford, N. C., who after being duly sworn states that he was born and raised in Ashe county, N. C., and that some sixty or seventy years ago he well knew one Ned Sizemore who was a full blood Cherokee Indian and made his home at that time on the waters of Cranberry Creek, in Ashe county, N. C.; that said Sizemore had come from the home of the Cherokee tribe in Western N. C., or Ga., some several years prior to the time affiant first knew; that he often went back to where said tribe was located after affiant first knew him but finally made his home in Ashe county, N. C., where he subsequently died; that said Sizemore had a numerous family of sons and daughters, two of whom, Owen Sizemore, a son and Catharine Sizemore, a daughter affiant well and personally knew; that said Owen Sizemore had a daughter, Lyddia who married one James Blevins, and lived in Ashe county, N. C.; that said James and Lyddia Blevins had several sons and daughters from whom have descended a number of the present claimants; that said Catharine Sizemore, a daughter of said Ned Sizemore married one James Hart, and had numerous sons and daughters among whom were Catharine who married one Baldwin and subsequently married one Caldwell, and Margery who married Robert Hash, and settled in Grayson Co., Va., near the Va., and N. C. State line, Ned Hart, who settled in Ashe county N. C., from whom have descended a number of the present claimants. Affiant further states that said Ned Sizemore had every appearance of being a full blood Indian; that he claimed to be a member of the Cherokee tribe and was so recognized by the said Cherokee tribe and members thereof; that he was recognized and treated by his neighbors and acquaintances in Ashe county, N. C., and Grayson county, Va., as a full blood Indian.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

Given under my hand this 11th day of August, A. D. 1896.

Attest J. H. BARTON, his  
[Signed] WILLIAM x PRICE.  
mark.

Sworn to and subscribed before me this 11th day of August, A. D. 1896, and I further certify that I am well acquainted with the said William Price and know him to be a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed] M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelie Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)

In the Matter of the Claim of the Descendants of Ned Sizemore to  
Citizenship in the Cherokee Nation, I. T. :  
INDIAN TERRITORY, } ss.  
Cherokee Nation. }

On this, the 2nd day of September, A. D., 1896, personally ap-  
peared before me, the undersigned Notary Public, within and for the  
Northern District of the Indian Territory, William A. Lewis, aged  
seventy-nine years, whose postoffice address is Ft. Gibson, Cherokee  
Nation, I. T., who, after being first duly sworn, deposes and says:  
That he is a Cherokee by birth and came to the Indian Territory with  
the Cherokee tribe on its migration from the east, that he was well  
acquainted with the majority of the members of said tribe who so  
remained as well as of those who remained in the east; that he  
was personally acquainted with one Ned Sizemore, in  
the old Cherokee Nation, and knows that he was al-  
ways recognised and treated as a Cherokee Indian, and from the  
appearance of said Sizemore and his acquaintance with him, af-  
fiant knows him to have been a Cherokee Indian by blood and of  
the full blood; that he knew said Sizemore from about the year  
1822, in North Carolina, and believes that said Sizemore was en-  
rolled in the Cherokee enrollment of about that date, and again in  
the Wafford enrollment.

Affiant further states that he knew one James Hart, whom he be-  
lieves to have been so enrolled and who married Catharine, the daughter  
of said Ned Sizemore, and affiant also remembers that said Ned Size-  
more had a son by name of Owen and also another son by name of  
George. Affiant further states that said Ned Sizemore and his family,  
on the migration of the Cherokees to the Indian Territory, remained  
in North Carolina and from the best of his information he believes  
that said Ned Sizemore afterwards settled, lived and died in Ashe  
County, North Carolina.

Affiant states these facts from his own personal knowledge. Af-  
fiant states that he was born and partially reared a near neighbor to  
the Sizemore and Hart families, and was familiar with them, in school  
and as playmates and associates.

Given under my hand and seal this the day and date first above  
written.

Subscribed and sworn to before me this, the 2nd day of Sept.,  
1896.

Notary Public.  
My commission expires

## Affidavit of Witness.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

Before me, the undersigned Notary Public in and for the Northern District of the Indian Territory, personally appeared J. H. Barton, who after being by me duly sworn states that he is 55 years of age, and a resident of Ashe County, and State of North Carolina, whose postoffice address is Wheeler in said County, and that he is personally acquainted with George W. Barton, who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant further states that the said George W. Barton is the identical person he represents himself to be in his application for citizenship in said Nation, and that he has known the said applicant for the past 14 years and knows that he is and has been recognized and treated by his neighbors, acquaintances and the public generally, as a person having Cherokee blood; and that the complexion, physical appearance, language and manners of the said applicant indicate that he is of Cherokee blood. That from above facts and circumstances and from statements made to him by the said applicant affiant states he has every reason to believe and does believe that the said applicant is of Cherokee Indian blood.

Subscribed and sworn to before me, this 3 day of September, A. D., 1896.  
W. H. Roberts Notary Public.

My Commission expires, March 7, 1900.



V

No. 30005

IN THE MATTER OF

George W. Bodin

Claim to Citizenship in

Nation, I. T.

Po. Sams, N.C.

Respected

(Bogertson family)

Filed Sept. 20-1894

A. B. McKinnon

Comm

John Baldwin

Silas Cross

MC

# AFFIDAVIT OF WITNESS.

STATE OF North Carolina  
COUNTY OF Ashe

Before me, the undersigned, a Justice of the Peace in and for the County and State aforesaid, personally appeared William Price, who after being by me duly sworn states that he is 86 years of age, and a citizen of Ashe County, and State of North Carolina and that he is personally acquainted with George W. Porter, who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant further states that the said George W. Porter is the identical person he represents him self to be in his application for citizenship in said Nation, and that the said George W. Porter is a son of Catharine Porter who was a daughter of George Blewins who was a son of Syddia Blewins who was a daughter of Orren Sizemore who was a son of Ned Sizemore who was a Cherokee Indian of the full blood, and is the father of two minor children: Lovid F. Porter and James A. Porter

Affiant further states that he has known the said George W. Porter for the past        years and knows that he is and has been recognized and treated by his neighbors, acquaintances and the public generally, as a person having Cherokee Indian blood; and that the complexion, physical appearance, language and manners of the said George W. Porter indicate that the said George W. Porter is of Indian blood. That from the above facts and circumstances and from statements made to him by the said George W. Porter affiant states he has every reason to believe and does believe that the said George W. Porter is of Cherokee Indian blood.

Affiant further states that he has no interest whatever in the prosecution of the claim of the said George W. Porter to citizenship in the Cherokee Nation, I. T., and that he is not related by blood or marriage to the said George W. Porter

Attest, J. H. Barten

William F. Price  
mark

Subscribed and sworn to before me, this 11 day of August A. D. 1896, and I further certify that I am well acquainted with the said William Price and know him to be a person of credibility and of truth and veracity.

Mr. C. Hask J. P.

My commission expires on the        day of        189  

STATE OF NORTH CAROLINA, } ss.  
ASHE COUNTY.

I, POINDEXTER BLEVINS, Clerk of the Superior Court of said county, do certify that Mr. C. Hask, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of said Court, this 11 day of August, 1896.

P. Blewins  
Clerk Superior Court.

<sup>C</sup>  
133  
785

Nation's No. 1384

Commission's No. ....

In re Application of

*George W. Foster*

Demurrer and Answer.

FILED SEPT 25 13

A. S. MCKENNA

COM'R

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of  
*George N. Porter*  
for citizenship in the Cherokee Nation.

Nation's No. ....  
Commission's No. ....

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the  
said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy,  
and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant *is*  
entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said appli-  
cation, says that *Red Sigeon*  
through whom the petitioner claim to derive *his* right  
to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since  
the removal of said Nation, west to the Indian Territory as at present located and defined; that his name  
does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now  
reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *Hutchings, Hastings & Boudinot* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the  
matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the *17<sup>th</sup>* day of *Sept.* 1896.

*John L. Adair*  
*D. J. Ball*  
NOTARY PUBLIC.



**End**



SERVICE AFFIDAVIT.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

I, J. N. BALDWIN, do solemnly swear that on the Fourth day September, 1896, I, in person, delivered to WM. HASTINGS, FRANK J. BOUDINOT and WM. T. HUTCHINGS, Attorneys for the Cherokee Nation, at Tahlequah, I. T., a package which contained a true copy of the application of *Alexandre Peak* for Citizenship in the Cherokee Nation, Ind. Ter.,

and of the affidavits of

*Samuel Davis Alfred Price Wm  
Price Wm. A. Lewis & J. H. Burton*

in support of same, the originals of which are now filed with the Honorable DAWES COMMISSION, at Vinita, Ind. Ter. That affiant has no interest in this matter.

Subscribed and sworn to before me this, the *J. N. Baldwin* day of September, 1896.

*my Commission expires Mar 7<sup>th</sup> 1900*

*H. H. Dibbels Notary Public*

PETITION AND MEMORIAL.

FOR CHEROKEE INDIAN CITIZENSHIP.

TO The Hon. Doves Commission:

Your petitioner, Alexander Peak, earnestly and respectfully represents that he is one

Sixteenth Cherokee Indian by blood, deriving the same from his lineal ancestor, the late

Ned. Seymour, through his mother Camellie Peak, who

daughter of George Hart, who was a son of

Camellie Hart, who was a daughter of said Ned

Seymour, who was a full blood Cherokee Indi-

an

Your petitioner therefore submits to your honorable body the above statement of facts as grounds for his application for Cherokee Indian citizenship as aforesaid in the Cherokee Nation and asks for a full and complete investigation of his claim and if the same is found to be valid and correct as herein stated, that he be allowed all the rights, privileges and immunities of other citizens of said Nation.

Petitioner's full name is Alexander Peak, age twenty-seven years,

residence Graham, N.C., in the State of Virginia, postoffice address Graham,

Peak, County of Ashe, State of North Carolina occupation that of a

farmer and a married man and the father of

one minor child Herschel Peak, aged 45

months

Attesting witnesses,

Most Respectfully Submitted,

[SEAL]

[SEAL]

STATE OF North Carolina } ss.

COUNTY OF Ashe }

Personally appeared before me, M. C. Hask, a Justice of the Peace

in and for said county in the State aforesaid, Alexander Peak, the petitioner in the above

petition for Cherokee Indian citizenship in the Cherokee Nation, Indian Territory, U. S. A., who after being

duly sworn according to law states that the facts set forth in his said petition above are true as stated

therein, this the 27 day of July 1896

Attesting witnesses, [SEAL]

[SEAL]

Subscribed and sworn to before me, a Justice of the Peace as aforesaid, on this 27 day of

July 1896, and I do certify that I am personally acquainted with Alexander Peak

the said petitioner, and know that he is a credible person and entitled to full faith and credit before any of

the Courts of the State of North Carolina, and that I have no interest directly or indirectly in the

prosecution of his said claim for Cherokee Indian citizenship and am not related to him by blood or marriage.

M. C. Hask J. P.

STATE OF NORTH CAROLINA, } ss.  
ASHE COUNTY,

I, POINDEXTER BLEVINS, Clerk of the Superior Court of said county, do certify that M. C. Hask

Esq., whose name is signed to the foregoing certificate, was at the time of so doing a

Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts

are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of

said Court, this 19 day of August 1896.

P. Blevins

Clerk Superior Court.



In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

STATE OF NORTH CAROLINA, } ss,  
County of Ashe

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared Samuel Davis, who after being duly sworn, states that he is seventy-seven years of age, a resident of Grayson county, Va.; whose postoffice address is Grassy Creek, Ashe county, N. C.; that he has lived in Grayson county, Va., all his life; that about sixty years ago, he well and personally knew one Ned Sizemore, who was a Cherokee Indian of the full blood then living in Ashe county, county, N. C.; that said Sizemore, prior to that time had come from the Cherokee tribe in western North Carolina, or Georgia; that said Sizemore had the appearance of a full blood Indian and was so treated and recognized by his neighbors and acquaintances; that he made frequent visits to the home of said tribe after said first knew him; that he died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen Sizemore, had a daughter Lyddia who married James Blevins and another daughter who married one Stamper, from whom have descended a number of these claimants; and that said Ned Sizemore had one daughter Catharine who married one James Hart; that said James and Catharine Hart had sons, Ned and George among others, and Catharine who afterwards married one Baldwin and subsequently one Caldwell, and Margery who married one Robert Hash and settled in Grayson county, Va., near the N.

U., and Va. State line and near the home of affiant; that he often saw said Ned Sizemore at the home of the said Margery Hash, his grand-daughter, and remembers to have seen him there once with a pet bear following him; and that said Ned Sizemore could speak English only very imperfectly.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of said Ned Sizemore's descendants to citizenship in the Cherokee Nation, I. T.

Given under my hand this 10th day of August, A. D. 1896.

[Signed] SAMUEL DAVIS.

Sworn to and subscribed before me this 10th day of August, A. D. 1896, and I certify that I am well acquainted with said Samuel Davis and know him to be entitled to full faith and credit and a truthful person.

[Signed] M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)

In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T,

State of North Carolina, } ss:  
County of Ashe,

On this 19th, day of August A. D. 1896, personally appeared before the undersigned Justice of the Peace in and for the county of Ashe in the State aforesaid, Alfred Price, aged 76 years, whose postoffice address is Crumpler, Ashe county, N. C., and states that some sixty years ago he personally knew one Ned Sizemore who then lived in Ashe county, North Carolina, and who was a Cherokee Indian of the full blood, having come several years prior to that time from the Cherokee reservation and settled in Ashe county, N. C., that said Ned Sizemore had the appearance of being a full blood Indian, and was so treated and regarded by his neighbors and acquaintances; that said Sizemore died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen who was the father of Lyddia Sizemore who married James Blevins and who was the mother of James, Eli, George, Wells Blevins from whom have sprung a number of the present claimants; that Catharine was the name of a daughter of said Ned Sizemore who married one James Hart and who had several sons and daughters, Margery who married Robert Hash, George Hart who was the father of Margery Peak and Cornelie Peak and Grubb Hart; said Ned Sizemore also had other sons and daughters and said Catharine Hart was the mother of Catharine Caldwell who was the mother of Nancy Caldwell and William D. Baldwin; that said Catharine Hart was the mother also of Ned Hart, Morris Hart and others.

Affiant states these facts from his own personal knowledge and observation. Given this Aug. the 19th, 1896.

[Signed] his  
ALFRED x PRICE.  
mark.

Subscribed and sworn to before me this 19th day of August, 1896, and I certify that the contents of the foregoing affidavit were fully made known to affiant before signing and swearing, and that said Alfred Price is a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed] L. HURLY, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelie Peak for citizenship in the Cherokee Nation, I. T.

Official character and genuineness of signature of Justice certified by Clerk of court under seal of court.)

In the matter of the claim of the descend-  
ants of Ned Sizemore to citizenship in the  
Cherokee Nation, I. T.,

STATE OF NORTH CAROLINA, }  
County of Ashe } ss,

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared William Price, aged 86 years, a resident of Ashe county, State of North Carolina, whose postoffice address is Weaversford, N. C., who after being duly sworn states that he was born and raised in Ashe county, N. C., and that some sixty or seventy years ago he well knew one Ned Sizemore who was a full blood Cherokee Indian and made his home at that time on the waters of Cranberry Creek, in Ashe county, N. C.; that said Sizemore had come from the home of the Cherokee tribe in Western N. C., or Ga., some several years prior to the time affiant first knew; that he often went back to where said tribe was located after affiant first knew him but finally made his home in Ashe county, N. C., where he subsequently died; that said Sizemore had a numerous family of sons and daughters, two of whom, Owen Sizemore, a son and Catharine Sizemore, a daughter affiant well and personally knew; that said Owen Sizemore had a daughter, Lyddia who married one James Blevins, and lived in Ashe county, N. C.; that said James and Lyddia Blevins had several sons and daughters from whom have descended a number of the present claimants; that said Catharine Sizemore, a daughter of said Ned Sizemore married one James Hart, and had numerous sons and daughters among whom were Catharine who married one Baldwin and subsequently married one Caldwell, and Margery who married Robert Hash, and settled in Grayson Co., Va., near the Va., and N. C. State line, Ned Hart, who settled in Ashe county N. C., from whom have descended a number of the present claimants. Affiant further states that said Ned Sizemore had every appearance of being a full blood Indian; that he claimed to be a member of the Cherokee tribe and was so recognized by the said Cherokee tribe and members thereof; that he was recognized and treated by his neighbors and acquaintances in Ashe county, N. C., and Grayson county, Va., as a full blood Indian.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

Given under my hand this 11th day of August, A. D. 1896.

Attest [Signed] his  
J. H. BARTON, WILLIAM x PRICE.  
mark.

Sworn to and subscribed before me this 11th day of August, A. D. 1896, and I further certify that I am well acquainted with the said William Price and know him to be a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed] M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Hawes Commission in the claim of Cornelie Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)



In the Matter of the Claim of the Descendants of Ned Sizemore to  
Citizenship in the Cherokee Nation, I. T.:

INDIAN TERRITORY, } ss.  
Cherokee Nation. }

On this, the 2nd day of September, A. D., 1896, personally appeared before me, the undersigned Notary Public, within and for the Northern District of the Indian Territory, William A. Lewis, aged seventy-nine years, whose postoffice address is Ft. Gibson, Cherokee Nation, I. T., who, after being first duly sworn, deposes and says: That he is a Cherokee by birth and came to the Indian Territory with the Cherokee tribe on its migration from the east, that he was well acquainted with the majority of the members of said tribe who so migrated as well as of those who remained in the east; that he was well and personally acquainted with one Ned Sizemore, in North Carolina, old Cherokee Nation, and knows that he was always recognized and treated as a Cherokee Indian, and from the appearance of said Sizemore and his acquaintance with him, affiant knows him to have been a Cherokee Indian by blood and of the full blood; that he knew said Sizemore from about the year 1822, in North Carolina, and believes that said Sizemore was enrolled in the Cherokee enrollment of about that date, and again in the Wafford enrollment.

Affiant further states that he knew one James Hart, whom he believes to have been so enrolled and who married Catharine, the daughter of said Ned Sizemore, and affiant also remembers that said Ned Sizemore had a son by name of Owen and also another son by name of George. Affiant further states that said Ned Sizemore and his family, on the migration of the Cherokees to the Indian Territory, remained in North Carolina and from the best of his information he believes that said Ned Sizemore afterwards settled, lived and died in Ashe County, North Carolina.

Affiant states these facts from his own personal knowledge. Affiant states that he was born and partially reared a near neighbor to the Sizemore and Hart families, and was familiar with them, in school and as playmates and associates.

Given under my hand and seal this the day and date first above written.

Subscribed and sworn to before me this, the 2nd day of Sept., 1896.

*W. A. Lewis* [SEAL]  
*M. H. Nichols*, Notary Public.  
My commission expires *May 1900*

## Affidavit of Witness.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

Before me, the undersigned Notary Public in and for the Northern District of the Indian Territory, personally appeared J. H. Barton, who after being by me duly sworn states that he is 55 years of age, and a resident of Ashe County, State of North Carolina, whose postoffice address is Wheavertown, in said county, and that he is personally acquainted with Alexander Pak, who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant further states that the said Alexander Pak is the identical person he represents himself to be in his application for citizenship in said Nation, and that he has known the said applicant for the past 15 years and knows that he is and has been recognized and treated by his neighbors, acquaintances and the public generally, as a person having Cherokee blood; and that the complexion, physical appearance, language and manners of the said applicant indicate that he is of Cherokee blood. That from above facts and circumstances and from statements made to him by the said applicant affiant states he has every reason to believe and does believe that the said applicant is of Cherokee Indian blood.

Subscribed and sworn to before me, this 9 day of September, A. D., 1896.

J. H. Barton  
J. H. Barton, Notary Public.  
My Commission expires, March 7, 1900.

V  
No. ~~786~~ 788

IN THE MATTER OF

Alexander Peall

Claim to Citizenship in Cherokee

Nation, I. T.

Po. Grassy Creek N. C.

(Suzenor family)

Respect

John B. B. B.  
Grassy Creek  
N. C.

# AFFIDAVIT OF WITNESS.

State of North Carolina } ss:  
County of Ashe

Before me, the undersigned, a Justice of the Peace in and for the County and State of North Carolina, who after being by me duly sworn states that he is 77 years of age, and a citizen of Grayson County, and State of Virginia, and that he is personally acquainted with Alexander Peak who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant further states that the said Alexander Peak is the identical person he represents himself to be in his application for citizenship in said Nation, and that the said Alexander Peak is a son of Cornelia Peak, who is a daughter of George Hart, who was a son of Callhame Hart, who was a daughter of Ned Squire, who was a Cherokee Indian of the Red Squire blood; and is the father of our minor child Herschel Peak.

Affiant further states that he has known the said Alexander Peak for the past 27 years and knows that he is and has been recognized and treated by his neighbors, acquaintances and the public generally, as a person having Cherokee Indian blood; and that the complexion, physical appearance, language and manners of the said Alexander Peak indicate that the said Alexander Peak is of Indian blood. That from the above facts and circumstances and from statements made to him by the said Alexander Peak affiant states he has every reason to believe, and does believe that the said Alexander Peak has no interest whatever in the prosecution of the claim of the said Alexander Peak to citizenship in the Cherokee Nation, I. T., and that he is not related by blood or marriage to the said Alexander Peak.

Subscribed and sworn to before me this 10 day of Aug. A. D., 1896, and I further certify that I am well acquainted with the said Samuel Davis and know him to be a person of credibility and of truth and veracity.

My commission expires on the \_\_\_\_\_ day of \_\_\_\_\_, 190 \_\_\_\_\_

STATE OF NORTH CAROLINA, } ss.  
Ashe County,

Samuel Davis, Clerk of the Superior Court of said county, do certify that M. C. ... Esq., whose name is signed to the foregoing certificate, was at the time of so doing a Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of Court, this 12 day of August, 1896.

P. Blevins  
Clerk Superior Court.



633/ 786

Nation's No. 1882

Commission's No. ....

In re Application of

*Alexander Peak.*

**Demurrer and Answer:**

FILED SEPT 25 1896.

A. S. McKENNON

COM'R

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of  
*Alexander Peak*

Nation's No. ....

Commission's No. ....

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the  
said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy,  
and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant *is*  
entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said appli-  
cation, says that *that* *Sigmon*

..... through whom the petitioner.....claim to derive *his* right  
to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since  
the removal of said Nation, west to the Indian Territory as at present located and defined; that his name  
does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now  
reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *Hutchings, Hastings & Bowditch* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the  
matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the *17th* day of *Sept*, 1896.

*S. J. Ball*  
NOTARY PUBLIC.

**End**

787



SERVICE AFFIDAVIT.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

I, J. N. BALDWIN, do solemnly swear that on the Fourth day September, 1896, I, in person, delivered to WM. HASTINGS, FRANK J. BOUDINOT and WM. T. HUTCHINGS, Attorneys for the Cherokee Nation, at Tahlequah, I. T., a package which contained a true copy of the application of

*Lydia Oliver*

for Citizenship in the Cherokee Nation, Ind. Ter.,

and of the affidavits of

*Samuel Davis Wm Price Alfred Price  
Wm. A. Lewis J. T. Baedwin & Alfred  
Barker*

in support of same, the originals of which are now filed with the Honorable DAWES COMMISSION, at Vinita, Ind. Ter. That affiant has no interest in this matter.

Subscribed and sworn to before me this, the *7* day of September, 1896.

*J. N. Baldwin*  
*Notary Public*

*My Commission expires Mar 7<sup>th</sup> 1900*

PETITION AND MEMORIAL.  
FOR CHEROKEE INDIAN CITIZENSHIP.

TO THE HONORABLE COMMISSIONERS

Your petitioner, *Lydia Blevins*, earnestly and respectfully represents that she is *an*  
*Indian*, Cherokee Indian by blood, deriving the same from her paternal ancestor, the late  
*Red Egan*, through her father *Ed Blevins* who was  
a son of *Lydia Blevins* who was a daughter of  
*Owen Egan* who was a son of *Red Egan*  
a full blood Cherokee Indian

Your petitioner, therefore, submits to your honorable body the above statement of facts as grounds for her  
application for Cherokee Indian Citizenship as aforesaid in the Cherokee Nation and asks for full and complete  
investigation of her claim and if the same is found to be valid and correct as herein stated, that she be allowed  
all the rights, privileges and immunities of other citizens of said Nation.

Petitioner's full name is *Lydia Blevins*, age *fifty eight* years,  
residence *Ashe Co.*, in the State of *NC*, postoffice address.....  
Jefferson County of *Ashe* State of *NC* occupation that of a  
*housewife and has five children to wit: Martha Della Blevins,*  
*Sarah, Mook, James E. Blevins, Mary E. Blevins, Dickey M. Blevins*  
*all married.*

Attesting witnesses,

Most Respectfully Submitted,

*Manley Blevins* [SEAL.]  
*J. W. Waggoner* [SEAL.]

*Lydia Blevins* [SEAL.]  
*mod.*

STATE OF *North Carolina* ss.  
COUNTY OF *Ashe*

Personally appeared before me, *S. J. Sandefur*, a Justice of the Peace  
in and for said county in the State aforesaid, *Lydia Blevins*, the petitioner in the above  
petition for Cherokee Indian citizenship in the Cherokee Nation, Indian Territory, U. S. A., who after being  
duly sworn according to law states that the facts set forth in her said petition above are true as stated therein,  
this the *18* day of *August* 189*6*

Attesting witnesses,  
*Manley Blevins* [SEAL.]  
*J. W. Waggoner* [SEAL.]

*S. J. Sandefur* [SEAL.]

Subscribed and sworn to before me, a Justice of the Peace, as aforesaid, on this *18* day of  
*August* 189*6*, and I do certify that I am personally acquainted with *Lydia Blevins*  
the said petitioner, and know that she is a credible person and entitled to full faith and credit before any of  
the Courts of the State of *North Carolina*, and that I have no interest directly or indirectly in the  
prosecution of her said claim for Cherokee Indian citizenship and am not related to her by blood or marriage.

*S. J. Sandefur* [SEAL.]

STATE OF NORTH CAROLINA, ss.  
ASHE COUNTY

I, POINDEXTER BLEVINS, Clerk of the Superior Court of said county, do certify that *S. J.*  
*Sandefur*, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a  
Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts  
are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of  
said Court, this *19* day of *August* 189*6*

*P. Blevins*  
Clerk Superior Court

In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

State of North Carolina, } ss:  
County of Ashe, }

On this 11th day of August A. D. 1896, personally appeared before me, the undersigned Justice of the Peace in and for the county of Ashe in the State of North Carolina, Alfred Price, aged 56 years, whose post office address is Chandler, Ashe County, N. C., and stated that some sixty years ago he personally knew one Ned Sizemore who then lived in Ashe County, North Carolina, and who was a Cherokee Indian of the full blood, having come several years prior to that time from the Cherokee reservation and settled in Ashe County, N. C., that said Ned Sizemore had the reputation of being a full blood Indian, and was so treated and regarded by his neighbors and acquaintances; that said Sizemore died in Ashe County, N. C., and had a numerous family of sons and daughters, one son Owen who was the father of Lydia Sizemore who married James Blevins and who was the mother of James, Eli, George, Wells, Blevins from whom have sprung a number of the present claimants; that Catharine was the name of a daughter of said Ned Sizemore who married one James Hart and who had several sons and daughters, Margery who married Robert Hask, George Hart who was the father of Margery Peak and Cornelia Peak and Genh Hart; said Ned Sizemore also had other sons and daughters and said Catharine Hart was the mother of Catharine Caldwell who was the mother of Nancy Caldwell and William D. Baldwin; that said Catharine Hart was the mother also of Ned Hart, Starr Hart and others.

Alfred states these facts from his own personal knowledge and observation. Given this 11th day of August, 1896.

[Signed] ALFRED E. PRICE  
his mark.

Subscribed and sworn to before me this 11th day of August, 1896, and I certify that the contents of the foregoing affidavit were fully made known to said Alfred before signing and swearing, and that said Alfred Price is a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed] L. BUREY, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. James Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of court under seal of court.)

In the matter of the claim of the descend-  
ants of Ned Sizemore to citizenship in the  
Cherokee Nation, I. T.

STATE OF NORTH CAROLINA, }  
County of Ashe } ss,

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared William Price, aged 86 years, a resident of Ashe county, State of North Carolina, whose postoffice address is Weaversford, N. C., who after being duly sworn states that he was born and raised in Ashe county, N. C., and that some sixty or seventy years ago he well knew one Ned Sizemore who was a full blood Cherokee Indian and made his home at that time on the waters of Cranberry Creek, in Ashe county, N. C.; that said Sizemore had come from the home of the Cherokee tribe in Western N. C., or Ga., some several years prior to the time affiant first knew; that he often went back to where said tribe was located after affiant first knew him but finally made his home in Ashe county, N. C., where he subsequently died; that said Sizemore had a numerous family of sons and daughters, two of whom, Owen Sizemore, a son and Catharine Sizemore, a daughter affiant well and personally knew; that said Owen Sizemore had a daughter, Lyddia who married one James Blevins, and lived in Ashe county, N. C.; that said James and Lyddia Blevins had several sons and daughters from whom have descended a number of the present claimants; that said Catharine Sizemore, a daughter of said Ned Sizemore married one James Hart, and had numerous sons and daughters among whom were Catharine who married one Baldwin and subsequently married one Caldwell, and Margery who married Robert Hash, and settled in Grayson Co., Va., near the Va., and N. C. State line, Ned Hart, who settled in Ashe county N. C., from whom have descended a number of the present claimants. Affiant further states that said Ned Sizemore had every appearance of being a full blood Indian; that he claimed to be a member of the Cherokee tribe and was so recognized by the said Cherokee tribe and members thereof; that he was recognized and treated by his neighbors and acquaintances in Ashe county, N. C., and Grayson county, Va., as a full blood Indian.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

Given under my hand this 11th day of August, A. D. 1896.

Attest [Signed] his  
J. H. BARTON, WILLIAM x PRICE.  
mark.

Sworn to and subscribed before me this 11th day of August, A. D. 1896, and I further certify that I am well acquainted with the said William Price and know him to be a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed] M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)



In the matter of the claim of the descend-  
ants of Ned Sizemore to citizenship in the  
Cherokee Nation, I. T.

STATE OF NORTH CAROLINA, } ss.  
County of Ashe

Before me, the undersigned Justice of the Peace, in and for the coun-  
ty of Ashe, in the State aforesaid, personally appeared Samuel Davis, who  
after being duly sworn, states that he is seventy-seven years of age, a resi-  
dent of Grayson county, Va., whose postoffice address is Grassy Creek,  
Ashe county, N. C.; that he has lived in Grayson county, Va., all his life;  
that about sixty years ago, he well and personally knew one Ned Sizemore,  
who was a Cherokee Indian of the full blood then living in Ashe county,  
county, N. C.; that said Sizemore, prior to that time had come from the  
Cherokee tribe in western North Carolina, or Georgia; that said Sizemore  
had the appearance of a full blood Indian and was so treated and recogniz-  
ed by his neighbors and acquaintances; that he made frequent visits to the  
home of said tribe after saidant first knew him; that he died in Ashe coun-  
ty, N. C., and had a numerous family of sons and daughters, one son Owen  
Sizemore, had a daughter Lyddia who married James Blevins and another  
daughter who married one Stamper, from whom have descended a number  
of these claimants; and that said Ned Sizemore had one daughter Cath-  
arine who married one James Hart; that said James and Catharine Hart  
had sons, Ned and George among others, and Catharine who afterwards  
married one Baldwin and subsequently one Caldwell, and Margery who  
married one Robert Hash and settled in Grayson county, Va., near the N.

C., and Va. State line and near the home of affiant; that he often saw said Ned Sizemore at the home of the said Margery Hash, his grand-daughter, and remembers to have seen him there once with a pet bear following him; and that said Ned Sizemore could speak English only very imperfectly.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of said Ned Sizemore's descendants to citizenship in the Cherokee Nation, I. T.

Given under my hand this 10th day of August, A. D. 1896.

[Signed]

SAMUEL DAVIS.

Sworn to and subscribed before me this 10th day of August, A. D. 1896, and I certify that I am well acquainted with said Samuel Davis and know him to be entitled to full faith and credit and a truthful person.

[Signed]

M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)

In the Matter of the Claim of the Dependents of Ned Sizemore to  
Citizenship in the Cherokee Nation, I. T.:

INDIAN TERRITORY, } ss.  
Cherokee Nation.

On this, the 2nd day of September, A. D., 1896, personally appeared before me, the undersigned Notary Public, within and for the Northern District of the Indian Territory. William A. Lewis, aged seventy-nine years, whose postoffice address is Ft. Gibson, Cherokee Nation, I. T., who, after being first duly sworn, deposes and says: That he is a Cherokee by birth and came to the Indian Territory with the Cherokee tribe on its migration from the east, that he was well acquainted with the majority of the members of said tribe who so migrated as well as of those who remained in the east; that he was well and personally acquainted with one Ned Sizemore, in North Carolina, old Cherokee Nation, and knows that he was always recognized and treated as a Cherokee Indian, and from the appearance of said Sizemore and his acquaintance with him, affiant knows him to have been a Cherokee Indian by blood and of the full blood; that he knew said Sizemore from about the year 1822, in North Carolina, and believes that said Sizemore was enrolled in the Cherokee enrollment of about that date, and again in the Wafford enrollment.

Affiant further states that he knew one James Hart, whom he believes to have been so enrolled and who married Catharine, the daughter of said Ned Sizemore, and affiant also remembers that said Ned Sizemore had a son by name of Owen and also another son by name of George. Affiant further states that said Ned Sizemore and his family, on the migration of the Cherokees to the Indian Territory, remained in North Carolina and from the best of his information he believes that said Ned Sizemore afterwards settled, lived and died in Ashe County, North Carolina.

Affiant states these facts from his own personal knowledge. Affiant states that he was born and partially reared a near neighbor to the Sizemore and Hart families, and was familiar with them, in school and as playmates and associates.

Given under my hand and seal this the day and date first above written.

Subscribed and sworn to before me this, the 2nd day of Sept., 1896.

My commission expires

*W. A. Lewis* [SEAL]  
*W. A. Lewis* Notary Public.  
*Mar 7 1900*

## Affidavit of Witness.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

Before me, the undersigned Notary Public in and for the Northern District of the Indian Territory, personally appeared J. H. Sullivan, who after being by me duly sworn states that he is 36 years of age, and a resident of Ashe County, and State of North Carolina, whose postoffice address is Ashe, in said County, and that he is personally acquainted with Julian Blinn, who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant further states that the said Julian Blinn is the identical person he represents him self to be in an application for citizenship in said Nation, and that he has known the said applicant for the past 15 years and knows that he is and has been recognized and treated by his neighbors, acquaintances and the public generally, as a person having Cherokee blood; and that the complexion, physical appearance, language and manners of the said applicant indicate that he is of Cherokee blood. That from above facts and circumstances and from statements made to him by the said applicant affiant states he has every reason to believe and does believe that the said applicant is of Cherokee Indian blood.

Subscribed and sworn to before me, this 3rd day of September, A. D., 1898.  
R. D. Roberts, Notary Public.

My Commission expires, March 7, 1900.



NOV 17 1896

IN THE MATTER OF

*Lydia Blinn*

Claim to Citizenship

Nation, F. T.

Do Jefferson N.C.  
*Respecta*  
(Sizemore family)

Filed Sept 7-1896

A.S. McKinnon  
Comm

John Baldwin  
Lick Creek  
N.C.

# AFFIDAVIT OF WITNESS.

STATE OF North Carolina } ss.  
COUNTY OF Ashe

Before me, the undersigned, a Justice of the Peace in and for the County and State aforesaid, personally appeared Alfred Barker who after being by me duly sworn states that he is personally acquainted with Lydia Blvin who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant further states that the said Lydia Blvin is the identical person she represents her self to be in an application for citizenship in said Nation, and that the said Lydia Blvin is a daughter of Eli Blvin who was a son of Lydia Blvin who was a daughter of Quinn Simpson who was a daughter of Red Simpson a full blood Cherokee Indian

Affiant further states that he has known the said Lydia Blvin for the past years and knows that she is and has been recognized and treated by her neighbors, acquaintances and the public generally, as a person having Cherokee Indian blood; and that the complexion, physical appearance, language and manners of the said Lydia Blvin indicate that the said Lydia Blvin is of Indian blood. That from the above facts and circumstances and from statements made to him by the said Lydia Blvin affiant states he has every reason to believe and does believe that the said Lydia Blvin is of Cherokee Indian blood.

Further states that he has no interest whatever in the prosecution of the claim of the said Lydia Blvin to citizenship in the Cherokee Nation, I. T., and that he is not related by blood or marriage to the said Lydia Blvin, her mother is of white and Cherokee descent.  
Attest, Alfred Barker J.P.

Subscribed and sworn to before me, this 18 day of August A. D., 1896, and I further certify that I am well acquainted with the said Alfred Barker and know him to be a person of credibility and of truth and veracity.

My commission expires on the 1 day of August 1896.  
P. M. Grimley J.P.

STATE OF NORTH CAROLINA } ss.  
ASHE COUNTY.

I, POINDEXTER BLVING, Clerk of the Superior Court of said county, do certify that J. M. Grimley, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of said Court, this 19 day of August 1896.

P. Blvin  
Clerk Superior Court.

03<sup>2</sup> - 787

---

Nation's No. 1004.  
Commission's No .....  
In re Application of

Lydia Blevins, et al.

---

**Demurrer and Answer.**

---

FILED SEPT 26 1896  
→ A. S. MCKENNON  
— COM 'R —



Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of.....  
Lydia Blevins, et al. ....

Nation's No. 1004. ....

Commission's No. ....

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the  
said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy,  
and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant ~~s are~~  
entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said appli-  
cation, says that Ned Sizerore .....

..... through whom the petitioner<sup>s</sup> claim to derive their right  
to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since  
the removal of said Nation, west to the Indian Territory as at present located and defined; that his name  
does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now  
reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By Hutchings, Hastings & Boudinot. .... Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the  
matters contained in the foregoing answer are true, to the best of his knowledge and belief,

Subscribed and sworn to before me this, the 12th day of Sept. 1896.

D. H. Wall

NOTARY PUBLIC.



**End**



SERVICE AFFIDAVIT.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

I, J. N. BALDWIN, do solemnly swear that on the Fourth day September, 1896, I, in person, delivered to WM. HASTINGS, FRANK J. BOUDINOT and WM. T. HUTCHINGS, Attorneys for the Cherokee Nation, at Tahlequah, I. T., a package which contained a true copy of the application of *Emmis Shipps* for Citizenship in the Cherokee Nation, Ind. Ter.,

and of the affidavits of *herself, Samuel Davis, Wm Price*  
*Alfred Price, Wm A Lewis & J H Barton*

in support of same, the originals of which are now filed with the Honorable DAWES COMMISSION, at Vinita, Ind. Ter. That affiant has no interest in this matter.

Subscribed and sworn to before me this, the *7* day of September, 1896.

*J N Baldwin*  
*W H Tibbitts Notary Public*  
*my Commission expires Mar 7 - 1900*

Clamie  
3 Emis Phepp  
3 Clairant  
to 3  
Cherokee Indian Citizenship



# PETITION AND MEMORIAL.

FOR CHEROKEE INDIAN CITIZENSHIP.

TO The Hon. Dawes Commission:

Your petitioner, Emmie Phipps, earnestly and respectfully represents that she is one  
twenty-second Cherokee Indian by blood, deriving the same from her lineal ancestor, the late  
Ned Sigemore through her father Robert Phipps who  
was a son of Mary Ann Phipps, who was a daughter of  
Margery Clark who was a daughter of Callanice Hart  
who was a daughter of said Ned Sigemore who was  
a Cherokee Indian of the full blood

Your petitioner therefore submits to your honorable body the above statement of facts as grounds for her  
application for Cherokee Indian citizenship as aforesaid in the Cherokee Nation and asks for a full and com-  
plete investigation of her claim and if the same is found to be valid and correct as herein stated, that she be  
allowed all the rights, privileges and immunities of other citizens of said Nation.

Petitioner's full name is Emmie Phipps, age Twenty-two years,  
residence Ashe Co, in the State of North Carolina postoffice address Silas Creek  
County of Ashe, State of N.C., occupation that of a housewife

Attesting witnesses;

Most Respectfully Submitted;

[SEAL.]  
[SEAL.]

Emmie Phipps [SEAL.]

State of North Carolina  
County of Ashe ss.

Personally appeared before me, Elisha Davis, a Justice of the Peace  
in and for said county in the State aforesaid, Emmie Phipps, the petitioner in the above  
petition for Cherokee Indian citizenship in the Cherokee Nation, Indian Territory, U. S. A., who after being  
duly sworn according to law states that the facts set forth in her said petition above are true as stated  
therein, this the 14 day of July 1896.

Attesting witnesses, Emmie Phipps [SEAL.]  
[SEAL.]

Subscribed and sworn to before me, a Justice of the Peace as aforesaid, on this 14 day of  
July 1896, and I do certify that I am personally acquainted with Emmie Phipps  
the said petitioner, and know that she is a credible person and entitled to full faith and credit before any of the  
Courts of the State of North Carolina, and that I have no interest directly or indirectly in the pro-  
secution of her said claim for Cherokee Indian citizenship and am not related to her by blood or marriage.

Elisha Davis J. P.

STATE OF NORTH CAROLINA, }  
Ashe County, ss.

I, POINDEXTER BLEVINS, Clerk of the Superior Court of said county, do certify that Elisha Davis  
Davis, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a  
Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts  
are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of  
said Court, this 19 day of August 1896.

P. Blevins  
Clerk Superior Court.

# GENERAL AFFIDAVIT.

IN THE MATTER OF CLAIM.

Of *Eunice Phippo* To Cherokee Indian Citizenship.

AFFIDAVIT OF *Claimant*

State of *North Carolina*  
County of *Ashe*

On this, the *14* day of *July* A. D., 189*6*, personally before me, *Elisha Davis*

, a Justice of the Peace in and for the county aforesaid, duly authorized to administer oaths, appeared *Eunice Phippo*, aged *21* years, a resident of *Ashe* County, and State of *North Carolina*, whose postoffice is *Silas Creek* who after being duly sworn according to law, says that she is *one truly-second* Indian by blood and a claimant for *Cherokee* Indian citizenship. Affiant further says on oath *that she denies*

*her Indian blood from her ancestor, the late Ned Sizemore as set forth in her Petition and Memorial*

and is a direct lineal descendant of the *Sizemore* family, whose name she believes appears upon the census rolls, that were taken by the United States government, by blood, of the Cherokee tribe of Indians. Affiant further says that she believes the said *Sizemore family*, to be of Cherokee Indian blood, and were members of the *Cherokee* tribe of Indians.

Affiant further says she has been taught and has heard from her earliest youth that she is a descendant of a *Cherokee* Indian family and that affiant has been recognized and treated by her neighbors and the public generally as a person of *Cherokee* Indian blood and that from her complexion and physical appearance, she ~~seems to believe and does believe that she is of Cherokee~~ Indian blood and is an admixture of *white* and Cherokee and at least one *truly-second* Indian by blood.

Affiant further says the above statements are true to the best of her knowledge and belief.

.....*E. Davis*.....

Subscribed and sworn to before me, this *14* day of *July* A. D., 189*6*, and I further certify that the foregoing affidavit was read to affiant in my presence. That said affiant is to me personally known (or has been satisfactorily identified before me) and I verily believe her to be a credible person.

*Elisha Davis J. P.*

In the matter of the claim of the descend-  
ants of Ned Sizemore to citizenship in the  
Cherokee Nation, I. T,

STATE OF NORTH CAROLINA, } ss,  
County of Ashe

Before me, the undersigned Justice of the Peace, in and for the coun-  
ty of Ashe, in the State aforesaid, personally appeared Samuel Davis, who  
after being duly sworn, states that he is seventy-seven years of age, a resi-  
dent of Grayson county, Va., whose postoffice address is Grassy Creek,  
Ashe county, N. C.; that he has lived in Grayson county, Va., all his life;  
that about sixty years ago, he well and personally knew one Ned Sizemore,  
who was a Cherokee Indian of the full blood then living in Ashe county,  
county, N. C.; that said Sizemore, prior to that time had come from the  
Cherokee tribe in western North Carolina, or Georgia; that said Sizemore  
had the appearance of a full blood Indian and was so treated and recogniz-  
ed by his neighbors and acquaintances; that he made frequent visits to the  
home of said tribe after affiant first knew him; that he died in Ashe coun-  
ty, N. C., and had a numerous family of sons and daughters, one son Owen  
Sizemore, had a daughter Lyddia who married James Blevins and another  
daughter who married one Stamper, from whom have descended a number  
of these claimants; and that said Ned Sizemore had one daughter Cath-  
arine who married one James Hart; that said James and Catharine Hart  
had sons, Ned and George among others, and Catharine who afterwards  
married one Baldwin and subsequently one Caldwell, and Margery who  
married one Robert Hash and settled in Grayson county, Va., near the N.

C., and Va. State line and near the home of affiant; that he often saw said Ned Sizemore at the home of the said Margery Hash, his grand-daughter, and remembers to have seen him there once with a pet bear following him; and that said Ned Sizemore could speak English only very imperfectly.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of said Ned Sizemore's descendants to citizenship in the Cherokee Nation, I. T.

Given under my hand this 10th day of August, A. D. 1896.

[Signed]

SAMUEL DAVIS.

Sworn to and subscribed before me this 10th day of August, A. D. 1896, and I certify that I am well acquainted with said Samuel Davis and know him to be entitled to full faith and credit and a truthful person.

[Signed]

M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelie Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)



In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.,

State of North Carolina, }  
County of Ashe, } ss:

On this 19th, day of August A. D. 1896, personally appeared before the undersigned Justice of the Peace in and for the county of Ashe in the State of North Carolina, Alfred Price, aged 76 years, whose postoffice address is \_\_\_\_\_, Ashe county, N. C., and states that some sixty years ago he personally knew one Ned Sizemore who then lived in Ashe county, North Carolina, and who was a Cherokee Indian of the full blood, having come several years prior to that time from the Cherokee reservation and settled in Ashe county, N. C., that said Ned Sizemore had the appearance of being a full blood Indian, and was so treated and regarded by his neighbors and acquaintances; that said Sizemore died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen who was the father of Lyddia Sizemore who married James Blevins and who was the mother of James, Eli, George, Wells Blevins from whom have sprung a number of the present claimants; that Catharine was the name of a daughter of said Ned Sizemore who married one James Hart and who had several sons and daughters, Margery who married Robert Hash, George Hart who was the father of Margery Peak and Cornelia Peak and Grubb Hart; said Ned Sizemore also had other sons and daughters and said Catharine Hart was the mother of Catharine Caldwell who was the mother of Nancy Caldwell and William D. Baldwin; that said Catharine Hart was the mother also of Ned Hart, Morris Hart and others.

Affiant states these facts from his own personal knowledge and observation. Given this Aug. the 19th, 1896.

[Signed] his  
ALFRED x PRICE.  
mark.

Subscribed and sworn to before me this 19th day of August, 1896, and I certify that the contents of the foregoing affidavit were fully made and true before signing and swearing, and that said Alfred Price is a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed] L. HURLY, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of court under seal of court.)

In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.,

STATE OF NORTH CAROLINA, }  
County of Ashe } SS,

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared William Price, aged 86 years, a resident of Ashe county, State of North Carolina, whose postoffice address is Weaversford, N. C., who after being duly sworn states that he was born and raised in Ashe county, N. C., and that some sixty or seventy years ago he well knew one Ned Sizemore who was a full blood Cherokee Indian and made his home at that time on the waters of Cranberry Creek, in Ashe county, N. C.; that said Sizemore had come from the home of the Cherokee tribe in Western N. C., or Ga., some several years prior to the time affiant first knew; that he often went back to where said tribe was located after affiant first knew him but finally made his home in Ashe county, N. C., where he subsequently died; that said Sizemore had a numerous family of sons and daughters, two of whom, Owen Sizemore, a son and Catharine Sizemore, a daughter affiant well and personally knew; that said Owen Sizemore had a daughter, Lyddia who married one James Blevins, and lived in Ashe county, N. C.; that said James and Lyddia Blevins had several sons and daughters from whom have descended a number of the present claimants; that said Catharine Sizemore, a daughter of said Ned Sizemore married one James Hart, and had numerous sons and daughters among whom were Catharine who married one Baldwin and subsequently married one Caldwell, and Margery who married Robert Hash, and settled in Grayson Co., Va., near the Va. and N. C. State line, Ned Hart, who settled in Ashe county N. C., from whom have descended a number of the present claimants. Affiant further states that said Ned Sizemore had every appearance of being a full blood Indian; that he claimed to be a member of the Cherokee tribe and was so recognized by the said Cherokee tribe and members thereof; that he was recognized and treated by his neighbors and acquaintances in Ashe county, N. C., and Grayson county, Va., as a full blood Indian.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

Given under my hand this 11th day of August, A. D. 1896.

Attest  
J. H. BARTON, his  
[Signed] WILLIAM x PRICE.  
mark.

Sworn to and subscribed before me this 11th day of August, A. D. 1896, and I further certify that I am well acquainted with the said William Price and know him to be a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed] M. C. HASH, J. P.  
(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)

In the Matter of the Claim of the Descendants of Ned Sizemore to  
Citizenship in the Cherokee Nation, I. T.:

INDIAN TERRITORY, } ss.  
Cherokee Nation.

On this, the 2nd day of September, A. D., 1896, personally appeared before me, the undersigned Notary Public, within and for the Northern District of the Indian Territory. William A. Lewis, aged seventy-nine years, whose postoffice address is Ft. Gibson, Cherokee Nation, I. T., who, after being first duly sworn, deposes and says: That he is a Cherokee by birth and came to the Indian Territory with the Cherokee tribe on its migration from the east, that he was well acquainted with the majority of the members of said tribe who so migrated as well as of those who remained in the east; that he was well and personally acquainted with one Ned Sizemore, in North Carolina, old Cherokee Nation, and knows that he was always recognized and treated as a Cherokee Indian, and from the appearance of said Sizemore and his acquaintance with him, affiant knows him to have been a Cherokee Indian by blood and of the full blood; that he knew said Sizemore from about the year 1822, in North Carolina, and believes that said Sizemore was enrolled in the Cherokee enrollment of about that date, and again in the Wafford enrollment.

Affiant further states that he knew one James Hart, whom he believes to have been so enrolled and who married Catharine, the daughter of said Ned Sizemore, and affiant also remembers that said Ned Sizemore had a son by name of Owen and also another son by name of George. Affiant further states that said Ned Sizemore and his family, on the migration of the Cherokees to the Indian Territory, remained in North Carolina and from the best of his information he believes that said Ned Sizemore afterwards settled, lived and died in Ashe County, North Carolina.

Affiant states these facts from his own personal knowledge. Affiant states that he was born and partially reared a near neighbor to the Sizemore and Hart families, and was familiar with them, in school and as playmates and associates.

Given under my hand and seal this the day and date first above written.

Subscribed and sworn to before me this, the 2nd day of Sept., 1896.

My commission expires (Mar 7) 1900

## Affidavit of Witness.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

Before me, the undersigned Notary Public in and for the Northern District of the Indian Territory, personally appeared J. H. Barton, who after being by me duly sworn states that he is 55 years of age, and a resident of Ashe County, and State of North Carolina, whose postoffice address is Waverly, in said County, and that he is personally acquainted with Ennis Phipps, who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant further states that the said Ennis Phipps is the identical person he represents himself to be in his application for citizenship in said Nation, and that he has known the said applicant for the past 14 years and knows that he is and has been recognized and treated by his neighbors, acquaintances and the public generally, as a person having Cherokee blood; and that the complexion, physical appearance, language and manners of the said applicant indicate that he is of Cherokee blood. That from above facts and circumstances and from statements made to him by the said applicant affiant states he has every reason to believe and does believe that the said applicant is of Cherokee Indian blood.

Subscribed and sworn to before me, this 7th day of September, A. D., 1896.

My Commission expires, March 7, 1900.

J. H. Barton  
J. H. Barton, Notary Public.



✓  
No. 788,

IN THE MATTER OF

Comm. Phipps

Claim to Citizenship in Cherokee

Nation, I. T.

Co. Silas Creek N.C.

(Signature family)  
Sept. 7-1842

A. S. McSwain  
Comm

John Baedson  
Silas Creek

N.C.

Respect

1

## AFFIDAVIT OF WITNESS.

State of *North Carolina* }  
County of *Ashe* } ss.

Before me, the undersigned, a *Justice of the Peace* in and for the County and State  
aforesaid, personally appeared *Samuel Davis* who after being by me duly sworn states  
that he is 77 years of age, and a citizen of *Grayson* County, and State of *Virginia*  
and that he is personally acquainted with *Eunice Phipps* who is an applicant for  
citizenship in the *Cherokee* Nation, I. T., and affiant further states that the said *Eunice*  
*Phipps* is the identical person she represents herself to be in her application for citizenship  
in said Nation, and that the said *Eunice Phipps* is a daughter of *Robert*  
*Phipps*, who was a son of *Mary Ann Phipps*, who  
was a daughter of *Margery Hush*, who was a  
daughter of *Catharine Hart*, who was a daugh-  
ter of *Ned Sizimore*, who was a *Cherokee In-*  
*Indian* of the full blood

Affiant further states that he has known the said *Eunice Phipps* for the past 20 years  
and knows that she is and has been recognized and treated by her neighbors, acquaintances and the public  
generally, as a person having *Cherokee* Indian blood; and that the complexion, physical appearance,  
language and manners of the said *Eunice Phipps* indicate that the said *Eunice Phipps*  
is of Indian blood. That from the above facts and circumstances and from statements made to him by the said  
*Eunice Phipps* affiant states he has every reason to believe, and does believe that the said  
*Eunice Phipps* is of *Cherokee* Indian blood.  
Affiant further states that he has no interest whatever in the prosecution of the claim of the said *Eunice*  
*Phipps* to citizenship in the *Cherokee* Nation, I. T., and that he is not related  
by blood or marriage to the said *Eunice Phipps*.

Subscribed and sworn to before me this *10* day of *Aug* A. D., 189*6*, and I further cer-  
tify that I am well acquainted with the said *Samuel Davis* and know him to be a  
person of credibility and of truth and veracity.

My commission expires on the \_\_\_\_\_ day of \_\_\_\_\_, 189*7*.

STATE OF NORTH CAROLINA, }  
ASHE COUNTY, } ss.

I, *POINDEXTER BLEWINS*, Clerk of the Superior Court of said county, do certify that *M. C.*  
*Hush*, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a  
Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts  
are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of  
said Court, this *11<sup>th</sup>* day of *August*, 189*6*.

*P. Blewins*  
Clerk Superior Court.

133

788

Nation's No.

1288

Commission's No.

In re Application of

*Emilio Phipps*

Demurrer and Answer.

ED. S.

26 1914

A. S. MCKENNON

COM'R

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of.....  
*Ernie Phipps*.....

Nation's No. ....

Commission's No. ....

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the  
said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy,  
and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant *is*  
entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said appli-  
cation, says that *Jud Sigmon*.....  
..... through whom the petitioner..... claim to derive *his* right  
to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since  
the removal of said Nation, west to the Indian Territory as at present located and defined; that his name  
does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now  
reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *Cutlings, Hastings & Brundint* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the  
matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the *17th* day of *Sept.* 1896.

*D. J. Ball*  
NOTARY PUBLIC.



**End**

SERVICE AFFIDAVIT.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

I, J. N. BALDWIN, do solemnly swear that on the Fourth day September, 1896, I, in person, delivered to WM. HASTINGS, FRANK J. BOUDINOT and WM. T. HUTCHINGS, Attorneys for the Cherokee Nation, at Tahlequah, I. T., a package which contained a true copy of the application of Fields Hersh for Citizenship in the Cherokee Nation, Ind. Ter.,

and of the affidavits of himself, Samuel Davis, Wm. Rice, Alfred Rice, Wm. A. Lewis and J. H. Barten

in support of same, the originals of which are now filed with the Honorable DAWES COMMISSION, at Vinita, Ind. Ter. That affiant has no interest in this matter.

Subscribed and sworn to before me this, the 7th day of September, 1896.

A. B. Adams  
Notary Public  
My Commission expires Mar. 7th 1900.

# PETITION AND MEMORIAL.

FOR CHEROKEE INDIAN CITIZENSHIP.

TO *The Hon. Dames Commission*

Your petitioner, *Fields Hash*, earnestly and respectfully represents that he is *one*

*sixteenth* Cherokee Indian by blood, deriving the same from his lineal ancestor, the late

*Ned. Sizemore* through his father *John Hash*, who was a son of *Maigen Hash*, who was a daughter of *Catharine Hart*, who was a daughter of said *Ned. Sizemore*, who was a Cherokee Indian of the full blood

Your petitioner therefore submits to your honorable body the above statement of facts as grounds for his application for Cherokee Indian citizenship as aforesaid in the Cherokee Nation and asks for a full and complete investigation of his claim and if the same is found to be valid and correct as herein stated, that he be allowed all the rights, privileges and immunities of other citizens of said Nation.

Petitioner's full name is *Fields Hash*, age *thirty-three* years.

residence *Ash, Ga.*, in the State of *North Carolina*, postoffice address *Sussex*

County of *Ash*, State of *North Carolina*, occupation that of a *farmer*

and is a married man and the father of the following named minor children, *Maud Hash*, aged *10 years*; *James B. Hash*, aged *6 years*; *Paul Hash*, aged *4 years*; *Walter Hash*, aged *2 years*; and *Dora Hash*, aged *7 months*

Attesting witnesses,

*R. M. Lane* [SEAL.]

*James B. Ladd* [SEAL.]

STATE OF *North Carolina* ss.

COUNTY OF *Ash*

Most Respectfully Submitted,

*Fields Hash* [SEAL.]

Personally appeared before me, *M. C. Hash*, a Justice of the Peace in and for said county in the State aforesaid, *Fields Hash*, the petitioner in the above

petition for Cherokee Indian citizenship in the Cherokee Nation, Indian Territory, U. S. A., who after being duly sworn according to law states that the facts set forth in his said petition above are true as stated therein, this the *27* day of *July* 189*6*.

Attesting witnesses,

*R. M. Lane* [SEAL.]

*James B. Ladd* [SEAL.]

Subscribed and sworn to before me, a Justice of the Peace as aforesaid, on this *27* day of *July* 189*6* and I do certify that I am personally acquainted with *Fields Hash* the said petitioner, and know that he is a credible person and entitled to full faith and credit before any of the Courts of the State of *North Carolina*, and that I have no interest directly or indirectly in the prosecution of his said claim for Cherokee Indian citizenship and am not related to him by blood or marriage.

*M. C. Hash J. P.*

STATE OF NORTH CAROLINA, ss.  
ASH COUNTY.

I, *POINDEXTER BLEVINS*, Clerk of the Superior Court of said county, do certify that *M. C. Hash*, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of said Court, this *27* day of *August*, 189*6*.

*P. Blevins*  
Clerk Superior Court.



# GENERAL AFFIDAVIT.

IN THE MATTER OF CLAIM.

Of *Fields Hash* ..... To Cherokee Indian Citizenship.

AFFIDAVIT OF *Claimant*

STATE OF *North Carolina* ..... } ss.  
COUNTY OF *Ashe* .....

On this, the *27* day of *July* ..... A. D., 189*6*, personally before me, *M. C. Hash*,  
....., a Justice of the Peace in and for the county aforesaid, duly authorized to administer  
oaths, appeared *Fields Hash* ....., aged *33* years, a resident of *Ashe* .....  
county, and State of *North Carolina* ....., whose postoffice is *Swain N.C.* ....., who after  
being duly sworn according to law, says that he is *one sixteenth* ... Indian by *blood* .. and  
a claimant for *Cherokee* ... Indian citizenship. Affiant further says on oath *that he*  
*derives his Indian blood from his ancestor, the*  
*late Ned Sizemore, who was a full blood Chero-*  
*kee Indian, as set forth in his Petition and*  
*Memorial*

and is a direct lineal descendant of the *Sizemore* ..... family, whose name he believes appears  
upon the census rolls, that were taken by the United States government, by blood, of the Cherokee tribe of  
Indians. Affiant further says that he believes the said *Sizemore family* to be of Cherokee  
Indian blood, and were members of the *Cherokee* tribe of Indians.

Affiant further says he has been taught and has heard from his earliest youth that he is a descendant  
of a *Cherokee* ... Indian family and that affiant has been recognized and treated by his neighbors and  
the public generally as a person of *Cherokee* Indian blood and that from his complexion and physical  
appearance he has every reason to believe and does believe that he is of *Cherokee* Indian blood  
and is an admixture of *white* ... and Cherokee and at least one *sixteenth* ... Indian by blood.

Affiant further says the above statements are true to the best of his knowledge and belief.

*Wm. Lane*  
*Jess B. Idol*

*Fields Hash*  
Subscribed and sworn to before me, this *27* day of *July*  
A. D., 189*6*, and I further certify that the foregoing affidavit was read to affiant  
in my presence. That said affiant is to me personally known (or has been satisfac-  
torily identified before me) and I verily believe him to be a credible person.

*M. C. Hash J. P.*

STATE OF NORTH CAROLINA, } ss.  
ASHE COUNTY.

I, *Pendexter Blevins*, Clerk of the Superior Court of said county, do certify that *M. C.*  
*Hash* ....., Esq., whose name is signed to the foregoing certificate, was at the time of so doing a  
Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts  
are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of  
Court, this *19* day of *August* 189*6*.

*P. Blevins*  
Clerk Superior Court.



In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T,

STATE OF NORTH CAROLINA, } ss,  
County of Ashe }

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared Samuel Davis, who after being duly sworn, states that he is seventy-seven years of age, a resident of Grayson county, Va., whose postoffice address is Grassy Creek, Ashe county, N. C.; that he has lived in Grayson county, Va., all his life; that about sixty years ago, he well and personally knew one Ned Sizemore, who was a Cherokee Indian of the full blood then living in Ashe county, N. C.; that said Sizemore, prior to that time had come from the Cherokee tribe in western North Carolina, or Georgia; that said Sizemore had the appearance of a full blood Indian and was so treated and recognized by his neighbors and acquaintances; that he made frequent visits to the home of said tribe after affiant first knew him; that he died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen Sizemore, had a daughter Lyddia who married James Blevins and another daughter who married one Stamper, from whom have descended a number of these claimants; and that said Ned Sizemore had one daughter Catharine who married one James Hart; that said James and Catharine Hart had sons, Ned and George among others, and Catharine who afterwards married one Baldwin and subsequently one Caldwell, and Margery who married one Robert Hash and settled in Grayson county, Va., near the N.

C. and Va. State line and near the home of affiant; that he often saw said Ned Sizemore at the home of the said Margery Hash, his grand-daughter, and remembers to have seen him there once with a pet bear following him; and that said Ned Sizemore could speak English only very imperfectly.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of said Ned Sizemore's descendants to citizenship in the Cherokee Nation, I. T.

Given under my hand this 10th day of August, A. D. 1896.

[Signed]

SAMUEL DAVIS.

Sworn to and subscribed before me this 10th day of August, A. D. 1896, and I certify that I am well acquainted with said Samuel Davis and know him to be entitled to full faith and credit and a truthful person.

[Signed]

M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)

In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T,

State of North Carolina, } ss:  
County of Ashe, }

On this 19th, day of August A. D. 1896, personally appeared before the undersigned Justice of the Peace in and for the county of Ashe in the State aforesaid, Alfred Price, aged 76 years, whose postoffice address is Crumpler, Ashe county, N. C., and states that some sixty years ago he personally knew one Ned Sizemore who then lived in Ashe county, North Carolina, and who was a Cherokee Indian of the full blood, having come several years prior to that time from the Cherokee reservation and settled in Ashe county, N. C., that said Ned Sizemore had the appearance of being a full blood Indian, and was so treated and regarded by his neighbors and acquaintances; that said Sizemore died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen who was the father of Lyddia Sizemore who married James Blevins and who was the mother of James, Eli, George, Wells Blevins from whom have sprung a number of the present claimants; that Catharine was the name of a daughter of said Ned Sizemore who married one James Hart and who had several sons and daughters, Margery who married Robert Hash, George Hart who was the father of Margery Peak and Cornelie Peak and Grubb Hart; said Ned Sizemore also had other sons and daughters and said Catharine Hart was the mother of Catharine Caldwell who was the mother of Nancy Caldwell and William D. Baldwin; that said Catharine Hart was the mother also of Ned Hart, Morris Hart and others.

Affiant states these facts from his own personal knowledge and observation. Given this Aug. the 19th, 1896.

[Signed] his  
ALFRED x PRICE.  
mark.

Subscribed and sworn to before me this 19th day of August, 1896, and I certify that the contents of the foregoing affidavit were fully made known to affiant before signing and swearing, and that said Alfred Price is a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed] L. HURLY, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelie Peak for citizenship in the Cherokee Nation, I. T.

Official character and genuineness of signature of Justice certified by Clerk of court under seal of court.)

In the matter of the claim of the descend-  
ants of Ned Sizemore to citizenship in the  
Cherokee Nation, I. T.

STATE OF NORTH CAROLINA, }  
County of Ashe } ss,

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared William Price, aged 86 years, a resident of Ashe county, State of North Carolina, whose postoffice address is Weavers-ford, N. C., who after being duly sworn states that he was born and raised in Ashe county, N. C., and that some sixty or seventy years ago he well knew one Ned Sizemore who was a full blood Cherokee Indian and made his home at that time on the waters of Cranberry Creek, in Ashe county, N. C.; that said Sizemore had come from the home of the Cherokee tribe in Western N. C., or Ga., some several years prior to the time affiant first knew; that he often went back to where said tribe was located after affiant first knew him but finally made his home in Ashe county, N. C., where he subsequently died; that said Sizemore had a numerous family of sons and daughters, two of whom, Owen Sizemore, a son and Catharine Sizemore, a daughter affiant well and personally knew; that said Owen Sizemore had a daughter, Lyddia who married one James Blevins, and lived in Ashe county, N. C.; that said James and Lyddia Blevins had several sons and daughters from whom have descended a number of the present claimants; that said Catharine Sizemore, a daughter of said Ned Sizemore married one James Hart, and had numerous sons and daughters among whom were Catharine who married one Baldwin and subsequently married one Caldwell, and Margery who married Robert Hash, and settled in Grayson Co., Va., near the Va., and N. C. State line, Ned Hart, who settled in Ashe county N. C., from whom have descended a number of the present claimants. Affiant further states that said Ned Sizemore had every appearance of being a full blood Indian; that he claimed to be a member of the Cherokee tribe and was so recognized by the said Cherokee tribe and members thereof; that he was recognized and treated by his neighbors and acquaintances in Ashe county, N. C., and Grayson county, Va., as a full blood Indian.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

Given under my hand this 11th day of August, A. D. 1896.

Attest J. H. BARTON, [Signed] his WILLIAM x PRICE.  
mark.

Sworn to and subscribed before me this 11th day of August, A. D. 1896, and I further certify that I am well acquainted with the said William Price and know him to be a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed] M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)



In the Matter of the Claim of the Descendants of Ned Sizemore to  
Citizenship in the Cherokee Nation, I. T.:

INDIAN TERRITORY, } ss.  
Cherokee Nation. }

On this, the 2nd day of September, A. D., 1896, personally appeared before me, the undersigned Notary Public, within and for the Northern District of the Indian Territory, William A. Lewis, aged seventy-nine years, whose postoffice address is Ft. Gibson, Cherokee Nation, I. T., who, after being first duly sworn, deposes and says: That he is a Cherokee by birth and came to the Indian Territory with the Cherokee tribe on its migration from the east, that he was well acquainted with the majority of the members of said tribe who so migrated as well as of those who remained in the east; that he was well and personally acquainted with one Ned Sizemore, in North Carolina, old Cherokee Nation, and knows that he was always recognized and treated as a Cherokee Indian, and from the appearance of said Sizemore and his acquaintance with him, affiant knows him to have been a Cherokee Indian by blood and of the full blood; that he knew said Sizemore from about the year 1822, in North Carolina, and believes that said Sizemore was enrolled in the Cherokee enrollment of about that date, and again in the Wafford enrollment.

Affiant further states that he knew one James Hart, whom he believes to have been so enrolled and who married Catharine, the daughter of said Ned Sizemore, and affiant also remembers that said Ned Sizemore had a son by name of Owen and also another son by name of George. Affiant further states that said Ned Sizemore and his family, on the migration of the Cherokees to the Indian Territory, remained in North Carolina and from the best of his information he believes that said Ned Sizemore afterwards settled, lived and died in Ashe County, North Carolina.

Affiant states these facts from his own personal knowledge. Affiant states that he was born and partially reared a near neighbor to the Sizemore and Hart families, and was familiar with them, in school and as playmates and associates.

Given under my hand and seal this the day and date first above written.

Subscribed and sworn to before me this, the 2nd day of Sept., 1896.

My commission expires

*W. A. Lewis* [SEAL]

*W. A. Lewis* Notary Public.

*Mar 7<sup>th</sup> 1900*

## Affidavit of Witness.

INDIAN TERRITORY, } ss.  
Cherokee Nation. }

Before me, the undersigned Notary Public in and for the Northern District of the Indian Territory, personally appeared J. H. Barter, who after being by me duly sworn, states that he is 55 years of age, and a resident of Ashe County, State of North Carolina, whose postoffice address is Weaverford, in said State, and that he is personally acquainted with Field, Hash, who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant further states that the said Field, Hash is the identical person he represents himself to be in his application for citizenship in said Nation, and that he has known the said applicant for the past 15 years and knows that he is and has been recognized and treated by his neighbors, acquaintances and the public generally, as a person having Cherokee blood; and that the complexion, physical appearance, language and manners of the said applicant indicate that he is of Cherokee blood. That from above facts and circumstances and from statements made to him by the said applicant affiant states he has every reason to believe and does believe that the said applicant is of Cherokee Indian blood.

Subscribed and sworn to before me this 3 day of September, A. D., 1896.  
M. H. Barter, Notary Public.

My Commission expires, March 7, 1900.

No. ~~779~~ 789

IN THE MATTER OF

*Frieda Nash*

Claim to Citizenship in *Cherokee*

Nation, I. T.

*P. Sursey, N.C.*

(*Sigmon family*)

Filed Sept 7-1894

*A. S. McKee*

*John Beedwin*

*Silas Gess*

*P. Sursey*  
N.C.



# AFFIDAVIT OF WITNESS.

State of North Carolina  
County of Ashe

Before me, the undersigned, a Justice of the Peace in and for the County and State  
aforesaid, personally appeared Samuel Davis who after being by me duly sworn states  
that he is 77 years of age, and a citizen of Grayson County, and State of Virginia  
and that he is personally acquainted with Fields Hash who is an applicant for  
citizenship in the Cherokee Nation, I. T., and affiant further states that the said Fields

Hash is the identical person he represents himself to be in his application for citizenship  
in said Nation, and that the said Fields Hash is a son of John Hash  
who was a son of Margery Hash, who was a daughter  
of Catherine Hart, who was a daughter of Ned Sig-  
more ~~Indian~~ ~~daughter~~ ~~of~~ who was a Cherokee  
Indian of the full blood; and is the father of  
the following named minor children: Maudie  
Hash, Jas. B. Hash, Pearl Hash, Walter Hash  
and Dora Hash

Affiant further states that he has known the said Fields Hash for the past 25 years  
and knows that he is and has been recognized and treated by his neighbors, acquaintances and the public  
generally, as a person having Cherokee Indian blood; and that the complexion, physical appearance,  
language and manners of the said Fields Hash indicate that the said Fields Hash  
is of Indian blood: That from the above facts and circumstances and from statements made to him by the said

Fields Hash affiant states he has every reason to believe, and does believe that the said  
Fields Hash is of Cherokee Indian blood.

Affiant further states that he has no interest whatever in the prosecution of the claim of the said Fields  
Hash to citizenship in the Cherokee Nation, I. T., and that he is not related  
by blood or marriage to the said Fields Hash Samuel Davis

Subscribed and sworn to before me this 10 day of Aug. A. D., 1896, and I further cer-  
tify that I am well acquainted with the said Samuel Davis and know him to be a  
person of credibility and of truth and veracity.

My commission expires on the \_\_\_\_\_ day of \_\_\_\_\_, 1896

STATE OF NORTH CAROLINA, } ss.  
Ashe County.

James Blewins, Clerk of the Superior Court of said county, do certify that M. C.  
Hash, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a  
Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts  
are true to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of  
this 12 day of August, 1896.

P. Blewins  
Clerk Superior Court.



**End**



SERVICE AFFIDAVIT.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

I, J. N. BALDWIN, do solemnly swear that on the Fourth day September, 1896, I, in person, delivered to WM. HASTINGS, FRANK J. BOUDINOT and WM. T. HUTCHINGS, Attorneys for the Cherokee Nation, at Tahlequah, I. T., a package which contained a true copy of the application of *A. J. Pennington* for Citizenship in the Cherokee Nation, Ind. Ter.,

and of the affidavits of *Samuel Davis, Wm Price Alfred Price Wm, A. Lewis & Wesley Blewins*

In support of same, the originals of which are now filed with the Honorable DAWES COMMISSION, at Vinita, Ind. Ter. That affiant has no interest in this matter.

Subscribed and sworn to before me this, the *4* day of September, 1896.

*J. N. Baldwin*  
*W. H. Hobbs* Notary Public  
*my Commission expires mar 7 1900*

to show how soon

you put me at the same level & state  
myself that I am a white man & not  
By blood driving the same process  
ancestor the late John Squire though his mother  
latter Pennington a daughter of John Blum  
a daughter of John Squire a son of John  
Squire who was a full blood Cherokee  
Indian

you put me therefore before to your honor  
and the above facts of fact as evidence for  
his application to prove Indian citizenship as you  
said in the Cherokee Nation and ask for a full  
& complete investigation of his claim & if the  
same is found to be valid & correct order  
stated that he be allowed all the rights  
& immunities of other citizens of said nation

Witness my hand this 10th day of June 1891  
Jackson Tennessee at the residence of Johnson  
in the State of Tennessee post office address  
Bloomington Tennessee State of Tennessee  
that of a farmer is maintained & have  
three children to wit Sally age 20 Lillie age  
18 Noah age 10 years

attesting Witness


Most Respectfully submitted  
H. J. Pennington

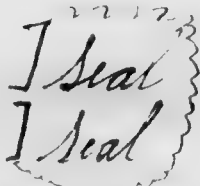
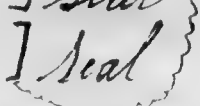
State of Tenn } ss  
County of Shelby }



Presented before me a Justice of the Peace  
and we said so by the State of said  
A. D. P. the petitioner in the  
petition for naturalization v. a who after being duly  
sworn according to law state that the facts set  
forth in the said petition are true and  
stated therein this the 10th day of August 1896

Attesting witness

Wm. Miller J.P. 

Subscribed and sworn to before me a Justice of  
the Peace on this the 10th day of August 1896  
and I do hereby certify that I am personally acquainted  
with the petitioner the said petitioner and  
know that he is a single person and  
entitled to full faith and credit before any  
of the courts of the State of N. C. and that  
he has no interest directly or indirectly in  
the prosecution of his said claim for  
naturalization and citizenship and an undivided  
interest in the same

Wm. Miller J.P.

STATE OF NORTH CAROLINA, } ss.  
ASHE COUNTY.

I, POINDEXTER BLEVINS, Clerk of the Superior Court of said county, do certify that .....  
....., Esq., whose name is signed to the foregoing certificate, was at the time of so doing a  
Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts  
are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of  
said Court, this 14th day of August, 1896.

P. Blevins  
Clerk Superior Court.

In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

State of North Carolina, }  
County of Ashe, } ss:

On this 19th, day of August A. D. 1896, personally appeared before the undersigned Justice of the Peace in and for the county of Ashe in the State aforesaid, Alfred Price, aged 76 years, whose postoffice address is Crumpler, Ashe county, N. C., and states that some sixty years ago he personally knew one Ned Sizemore who then lived in Ashe county, North Carolina, and who was a Cherokee Indian of the full blood, having come several years prior to that time from the Cherokee reservation and settled in Ashe county, N. C., that said Ned Sizemore had the appearance of being a full blood Indian, and was so treated and regarded by his neighbors and acquaintances; that said Sizemore died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen who was the father of Lyddia Sizemore who married James Blevins and who was the mother of James, Eli, George, Wells Blevins from whom have sprung a number of the present claimants; that Catharine was the name of a daughter of said Ned Sizemore who married one James Hart and who had several sons and daughters, Margery who married Robert Hash, George Hart who was the father of Margery Peak and Cornelia Peak and Grubb Hart; said Ned Sizemore also had other sons and daughters and said Catharine Hart was the mother of Catharine Caldwell who was the mother of Nancy Caldwell and William D. Baldwin; that said Catharine Hart was the mother also of Ned Hart, Morris Hart and others.

Affiant states these facts from his own personal knowledge and observation. Given this Aug. the 19th, 1896.

[Signed] his  
ALFRED x PRICE.  
mark.

Subscribed and sworn to before me this 19th day of August, 1896, and I certify that the contents of the foregoing affidavit were fully made known to affiant before signing and swearing, and that said Alfred Price is a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed] L. HURLY, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of court under seal of court.)

In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

STATE OF NORTH CAROLINA, }  
County of Ashe } ss,

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared William Price, aged 86 years, a resident of Ashe county, State of North Carolina, whose postoffice address is Weaversford, N. C., who after being duly sworn states that he was born and raised in Ashe county, N. C., and that some sixty or seventy years ago he well knew one Ned Sizemore who was a full blood Cherokee Indian and made his home at that time on the waters of Cranberry Creek, in Ashe county, N. C.; that said Sizemore had come from the home of the Cherokee tribe in Western N. C., or Ga., some several years prior to the time affiant first knew; that he often went back to where said tribe was located after affiant first knew him but finally made his home in Ashe county, N. C., where he subsequently died; that said Sizemore had a numerous family of sons and daughters, two of whom, Owen Sizemore, a son and Catharine Sizemore, a daughter affiant well and personally knew; that said Owen Sizemore had a daughter, Lyddia who married one James Blevins, and lived in Ashe county, N. C.; that said James and Lyddia Blevins had several sons and daughters from whom have descended a number of the present claimants; that said Catharine Sizemore, a daughter of said Ned Sizemore married one James Hart, and had numerous sons and daughters among whom were Catharine who married one Baldwin and subsequently married one Caldwell, and Margery who married Robert Hash, and settled in Grayson Co., Va., near the Va. and N. C. State line, Ned Hart, who settled in Ashe county N. C., from whom have descended a number of the present claimants. Affiant further states that said Ned Sizemore had every appearance of being a full blood Indian; that he claimed to be a member of the Cherokee tribe and was so recognized by the said Cherokee tribe and members thereof; that he was recognized and treated by his neighbors and acquaintances in Ashe county, N. C., and Grayson county, Va., as a full blood Indian.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

Given under my hand this 11th day of August, A. D. 1896.

Attest  
J. H. BARTON, his  
[Signed] WILLIAM x PRICE.  
mark.

Sworn to and subscribed before me this 11th day of August, A. D. 1896, and I further certify that I am well acquainted with the said William Price and know him to be a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed] M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)

In the matter of the claim of the descend-  
ants of Ned Sizemore to citizenship in the  
Cherokee Nation, I. T.

STATE OF NORTH CAROLINA, }  
County of Ashe } ss,

Before me, the undersigned Justice of the Peace, in and for the coun-  
ty of Ashe, in the State aforesaid, personally appeared Samuel Davis, who  
after being duly sworn, states that he is seventy-seven years of age, a resi-  
dent of Grayson county, Va., whose postoffice address is Grassy Creek,  
Ashe county, N. C.; that he has lived in Grayson county, Va., all his life;  
that about sixty years ago, he well and personally knew one Ned Sizemore,  
who was a Cherokee Indian of the full blood then living in Ashe county,  
county, N. C.; that said Sizemore, prior to that time had come from the  
Cherokee tribe in western North Carolina, or Georgia; that said Sizemore  
had the appearance of a full blood Indian and was so treated and recogniz-  
ed by his neighbors and acquaintances; that he made frequent visits to the  
home of said tribe after affiant first knew him; that he died in Ashe coun-  
ty, N. C., and had a numerous family of sons and daughters, one son Owen  
Sizemore, had a daughter Lyddia who married James Blevins and another  
daughter who married one Stamper, from whom have descended a number  
of these claimants; and that said Ned Sizemore had one daughter Cath-  
arine who married one James Hart; that said James and Catharine Hart  
had sons, Ned and George among others, and Catharine who afterwards  
married one Baldwin and subsequently one Caldwell, and Margery who  
married one Robert Hash and settled in Grayson county, Va., near the N.



C., and Va. State line and near the home of affiant; that he often saw said Ned Sizemore at the home of the said Margery Hash, his grand-daughter, and remembers to have seen him there once with a pet bear following him; and that said Ned Sizemore could speak English only very imperfectly.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of said Ned Sizemore's descendants to citizenship in the Cherokee Nation, I. T.

Given under my hand this 10th day of August, A. D. 1896.

[Signed] SAMUEL DAVIS.

Sworn to and subscribed before me this 10th day of August, A. D. 1896, and I certify that I am well acquainted with said Samuel Davis and know him to be entitled to full faith and credit and a truthful person.

[Signed] M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelie Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)

In the Matter of the Claim of the Descendants of Ned Sizemore to  
Citizenship in the Cherokee Nation, I. T.:

INDIAN TERRITORY, } ss.  
Cherokee Nation.

On this, the 2nd day of September, A. D., 1896, personally ap-  
peared before me, the undersigned Notary Public, within and for the  
Northern District of the Indian Territory, William A. Lewis, aged  
seventy-nine years, whose postoffice address is Ft. Gibson, Cherokee  
Nation, I. T., who, after being first duly sworn, deposes and says:  
That he is a Cherokee by birth and came to the Indian Territory with  
the Cherokee tribe on its migration from the east, that he was well  
acquainted with the majority of the members of said tribe who so  
migrated as well as of those who remained in the east; that he  
was well and personally acquainted with one Ned Sizemore, in  
North Carolina, old Cherokee Nation, and knows that he was al-  
ways recognized and treated as a Cherokee Indian, and from the  
appearance of said Sizemore and his acquaintance with him, affi-  
ant knows him to have been a Cherokee Indian by blood and of  
the full blood; that he knew said Sizemore from about the year  
1822, in North Carolina, and believes that said Sizemore was en-  
rolled in the Cherokee enrollment of about that date, and again in  
the Wafford enrollment.

Affiant further states that he knew one James Hart, whom he be-  
lieves to have been so enrolled and who married Catharine, the daughter  
of said Ned Sizemore, and affiant also remembers that said Ned Size-  
more had a son by name of Owen and also another son by name of  
George. Affiant further states that said Ned Sizemore and his family,  
on the migration of the Cherokees to the Indian Territory, remained  
in North Carolina and from the best of his information he believes  
that said Ned Sizemore afterwards settled, lived and died in Ashe  
County, North Carolina.

Affiant states these facts from his own personal knowledge. Af-  
fiant states that he was born and partially reared a near neighbor to  
the Sizemore and Hart families, and was familiar with them, in school  
and as playmates and associates.

Given under my hand and seal this the day and date first above  
written.

Subscribed and sworn to before me this, the 2nd day of Sept.,  
1896.

*W. A. Lewis*  
Notary Public.  
My commission expires *Mar 7 1900*

No. 8124

IN THE MATTER OF

*A. J. Livingston*

Claim to Citizenship in *Ch. 189*

Nation, I. T.

Po Laurel Blooming

FILED SEPT. . 189*5*

»A. S. MCKENNON«

»COM'R«

(*Singapore family*)

*Alfred*

*John O'Connell*

*Lucas O'Connell*

*Mc*

# AFFIDAVIT OF WITNESS.

State of *NC* }  
County of *Ashe* } ss.

Before me, the undersigned, a *Wm Miller J.P.* in and for the County and State  
aforesaid, personally appeared *Mesley Blevins* who after being by me duly sworn states  
that he is *69* years of age, and a citizen of *Ashe* County, and State of *NC*  
and that he is personally acquainted with *A. J. Pennington* who is an applicant for  
citizenship in the *Cherokee* Nation, I. T., and affiant further states that the said *A. J.*  
*Pennington* is the identical person he represents *himself* to be in his application for citizenship  
in said Nation, and that the said *A. J. Pennington* is the son

of *Hetty Pennington* who was a daughter  
of *Syddie Blevins* who was a daughter a son  
of *Sigmund* who was a son of *Old Sigmund*  
who was a full Blood Cherokee Indian

Affiant further states that he has known the said *A. J. Pennington* for the past *40* years  
and knows that he is and has been recognized and treated by his neighbors, acquaintances and the public  
generally, as a person having *Cherokee* Indian blood; and that the complexion, physical appearance,  
language and manners of the said *A. J. Pennington* indicate that the said *A. J. Pennington*  
is of Indian blood. That from the above facts and circumstances and from statements made to him by the said  
*A. J. Pennington* affiant states he has every reason to believe, and does believe that the said  
*A. J. Pennington* is of *Cherokee* Indian blood.

Affiant further states that he has no interest whatever in the prosecution of the claim of the said  
*A. J. Pennington* to citizenship in the *Cherokee* Nation, I. T., and that he is not related  
by blood or marriage to the said *A. J. Pennington*.

Subscribed and sworn to before me this *10* day of *Aug* A. D., 189*6*, and I further cer-  
tify that I am well acquainted with the said *Mesley Blevins* and know him to be a  
person of credibility and of truth and veracity.

My commission expires on the \_\_\_\_\_ day of \_\_\_\_\_, 189*6*.

STATE OF NORTH CAROLINA.  
ASHE COUNTY.

If *POINDEXTER BLEVINS*, Clerk of the Superior Court of said county, do certify that *Wm Miller*  
*Miller*, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a  
Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts  
are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of  
said Court, this *10th* day of *August*, 189*6*.

*P. Blevins*  
Clerk Superior Court.



a  
134 720

Nation's No. 1047.

Commission's No .....

In re Application of

A. J. Pennington, et al.

**Demurrer and Answer.**

FILED SEPT 25 1896. \*

\* A. S. McKENNON \*

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

in the matter of application of.....  
A. J. Pennington, et al. ....

Nation's No. 1047. ....

Commission's No. ....

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the  
said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy,  
and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicants are  
entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said appli-  
cation, says that. Ned Sizemore

..... through whom the petitioner<sup>s</sup> claim to derive their right  
to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since  
the removal of said Nation, west to the Indian Territory as at present located and defined; that his name  
does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now  
reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By Hutchings, Hastings & Boudinot, .....

Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the  
matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the 16 day of Sept 1896.

D. J. Ball

NOTARY PUBLIC.

**End**

741



SERVICE AFFIDAVIT.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

I, J. N. BALDWIN, do solemnly swear that on the Fourth day September, 1896, I, in person, delivered to WM. HASTINGS, FRANK J. BOUDINOT and WM. T. HUTCHINGS, Attorneys for the Cherokee Nation, at Tahlequah, I. T., a package which contained a true copy of the application of *Mary A. Pierce* for Citizenship in the Cherokee Nation, Ind. Ter.,

and of the affidavits of *herself, Samuel Davis Wm Price*  
*Alfred Price Wm. A. Lewis & J H Burton*

In support of same, the originals of which are now filed with the Honorable DAWES COMMISSION, at Vinita, Ind. Ter. That affiant has no interest in this matter.

Subscribed and sworn to before me this, the *7* day of September, 1896.

*my Commission expires Mar 7<sup>th</sup> 1900*

*J N Baldwin*  
*Notary Public*

Clarice  
to Mary A. Rice  
Clarice  
Cherokee Indian Citizenship

PETITION AND MEMORIAL.  
FOR CHEROKEE INDIAN CITIZENSHIP.

TO The Hon James Commission

Your petitioner, *Mary Preece*, earnestly and respectfully represents that she is *One*  
*Thirty - seven* Cherokee Indian by blood, deriving the same from *her* lineal ancestor, the late  
*Red Sigemore* through *his* father *Nathan Phipps* who is a son  
of *Mary Ann Phipps*, who was a daughter of *Robert & Mary Ann Phipps*  
the latter of whom was a daughter of *James & Catherine Phipps*, the latter  
of whom was a daughter of said *Red Sigemore* who was a  
Cherokee Indian of the full blood

Your petitioner therefore submits to your honorable body the above statement of facts as grounds for her  
application for Cherokee Indian citizenship as aforesaid in the Cherokee Nation and asks for a full and com-  
plete investigation of her claim and if the same is found to be valid and correct as herein stated, that she be  
allowed all the rights, privileges and immunities of other citizens of said Nation.

Petitioner's full name is *Mary Ann Preece*, age *thirty* years.  
residence *Ashe Co.*, in the State of *North Carolina*, postoffice address *Wearnesford*  
County of *Ashe*, State of *N.C.*, occupation that of a *housewife*

and is a married woman and the mother of one infant  
child *Glen Preece*, aged two months

Attesting witnesses,

*J. H. Barton* [SEAL.]  
*W. F. Barker* [SEAL.]  
State of *North Carolina* } ss.  
County of *Ashe*

Most Respectfully Submitted,

*Mary Ann Preece* [SEAL.]  
*mark*

Personally appeared before me, *Elisha Davis*, a Justice of the Peace  
in and for said county in the State aforesaid, *Mary Preece*, the petitioner in the above  
petition for Cherokee Indian citizenship in the Cherokee Nation, Indian Territory, U. S. A., who after being  
duly sworn according to law states that the facts set forth in her said petition above are true as stated  
therein, this the *14* day of *July* 1896.

Attesting witnesses,  
*J. H. Barton* [SEAL.]  
*W. F. Barker* [SEAL.]

*Harry A. Preece* [SEAL.]  
*mark*

Subscribed and sworn to before me, a Justice of the Peace as aforesaid, on this *14* day of  
*July* 1896, and I do certify that I am personally acquainted with *Mary Preece*  
the said petitioner, and know that she is a credible person and entitled to full faith and credit before any of the  
Courts of the State of *North Carolina*, and that I have no interest directly or indirectly in the pros-  
ecution of her said claim for Cherokee Indian citizenship and am not related to her by blood or marriage.

*Elisha Davis J.P.*

STATE OF NORTH CAROLINA, }  
ASHE COUNTY, } ss.

I, *POINDEXER BLEVINS*, Clerk of the Superior Court of said county, do certify that *Elisha*  
*Davis*, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a  
Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts  
are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of  
said Court, this *18* day of *August* 1896.

*P. Blevins*  
Clerk

# GENERAL AFFIDAVIT.

IN THE MATTER OF CLAIM.

Of *Mary A. Rice* To Cherokee Indian Citizenship.

AFFIDAVIT OF *Claimant*

State of *North Carolina*  
County of *Ashe*

On this, the *14* day of *July* A. D., 189*6*, personally before me, *Elisha Davis*

, a Justice of the Peace in and for the county aforesaid, duly authorized to administer oaths, appeared *Mary Rice*, aged *30* years, a resident of *Ashe* County, and State of *North Carolina*, whose postoffice is *Weaverford* who after being duly sworn according to law, says that she is *one thirty-second* Indian by *blood* and a claimant for *Cherokee* Indian citizenship. Affiant further says on oath *that she denies*

*her Indian blood from her predecessor the late Ned Seginore as set out in her Petition and Memorial.*

and is a direct lineal descendant of the *Seginore* family, whose name she believes appears upon the census rolls, that were taken by the United States government, by blood, of the Cherokee tribe of Indians. Affiant further says that she believes the said *Seginore family* to be of Cherokee Indian blood, and were members of the *Cherokee* tribe of Indians.

Affiant further says she has been taught and has heard from her earliest youth that she is a descendant of a *Cherokee* Indian family and that affiant has been recognized and treated by her neighbors and the public generally as a person of *Cherokee* Indian blood and that from her complexion and physical appearance she has every reason to believe and does believe that she is of *Cherokee* Indian blood.

Affiant further says the above statements are true to the best of her knowledge and belief.

*Attest*  
*J. H. Barker*

Subscribed and sworn to before me, this *14* day of *July* A. D., 189*6*, and I further certify that the foregoing affidavit was read to affiant in my presence. That said affiant is to me personally known (or has been satisfactorily identified before me) and I verily believe her to be a credible person.

*Elisha Davis J.P.*



9

In the matter of the claim of the descend-  
ants of Ned Sizemore to citizenship in the  
Cherokee Nation, I. T.

STATE OF NORTH CAROLINA, }  
County of Ashe } ss.

Before me, the undersigned Justice of the Peace, issued for the county of Ashe, in the State aforesaid, personally appeared Samuel Davis, who after being duly sworn, states that he is seventy-seven years of age, a resident of Grayson county, Va., whose postoffice address is Grassy Creek, Ashe county, N. C.; that he has lived in Grayson county, Va., all his life; that about sixty years ago, he well and personally knew one Ned Sizemore, who was a Cherokee Indian of the full blood then living in Ashe county, N. C.; that said Sizemore, prior to that time had come from the Cherokee tribe in western North Carolina, or Georgia; that said Sizemore had the appearance of a full blood Indian and was so treated and recognized by his neighbors and acquaintances; that he made frequent visits to the home of said tribe after affiant first knew him; that he died in Ashe county, N. C., and left a numerous family of sons and daughters, one son (Ned Sizemore) and a daughter (Catharine) who married James Stevens and another daughter who married one Stimpert, from whom have descended a number of these claimants; and that said Ned Sizemore had one daughter Catharine who married one James Hart; that said James and Catharine Hart had sons, Ned and George among others, and Catharine who afterwards married one Baldwin and subsequently one Caldwell, and Margery who married one Robert Hash and settled in Grayson county, Va., near the N.

22  
C., and Va. State line and near the home of affiant; that he often saw said Ned Sizemore at the home of the said Margery Hash, his grand-daughter, and remembers to have seen him there once with a pet bear following him; and that said Ned Sizemore could speak English only very imperfectly.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of said Ned Sizemore's descendants to citizenship in the Cherokee Nation, I. T.

Given under my hand this 10th day of August, A. D. 1896.

[Signed]

SAMUEL DAVIS

Sworn to and subscribed before me this 10th day of August, A. D. 1896, and I certify that I am well acquainted with said Samuel Davis and know him to be entitled to full faith and credit and a truthful person.

[Signed]

M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelie Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)

In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.,

State of North Carolina, )  
County of Ashe, ) ss:

On this 19th, day of August A. D. 1896, personally appeared before the undersigned Justice of the Peace in and for the county of Ashe in the State aforesaid, Alfred Price, aged 76 years, whose postoffice address is Crumpler, Ashe county, N. C., and states that some sixty years ago he personally knew one Ned Sizemore who then lived in Ashe county, North Carolina, and who was a Cherokee Indian of the full blood, having come several years prior to that time from the Cherokee reservation and settled in Ashe county, N. C., that said Ned Sizemore had the appearance of being a full blood Indian, and was so treated and regarded by his neighbors and acquaintances; that said Sizemore died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen who was the father of Lyddia Sizemore who married James Blevins and who was the mother of James, Eli, George, Wells Blevins from whom have sprung a number of the present claimants; that Catharine was the name of a daughter of said Ned Sizemore who married one James Hart and who had several sons and daughters, Margery who married Robert Hash, George Hart who was the father of Margery Peak and Cornelia Peak and Grubb Hart; said Ned Sizemore also had other sons and daughters and said Catharine Hart was the mother of Catharine Caldwell who was the mother of Nancy Caldwell and William D. Baldwin; that said Catharine Hart was the mother also of Ned Hart, Morris Hart and others.

Affiant states these facts from his own personal knowledge and observation. Given this Aug. the 19th, 1896.

[Signed] his  
ALFRED x PRICE.  
mark.

Subscribed and sworn to before me this 19th day of August, 1896, and I certify that the contents of the foregoing affidavit were fully made known to affiant before signing and swearing, and that said Alfred Price is a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed] L. HURLEY, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of court under seal of court.)

In the matter of the claim of the descend-  
ants of Ned Sizemore to citizenship in the  
Cherokee Nation, I. T.,  
STATE OF NORTH CAROLINA, } ss,  
County of Ashe

Before me, the undersigned Justice of the Peace, in and for the  
county of Ashe, in the State aforesaid, personally appeared William Price,  
aged 30 years, a resident of Ashe county, State of North Carolina, whose  
postal address is Weaversford, N. C., who after being duly sworn states  
that he was born and raised in Ashe county, N. C., and that some sixty or  
seventy years ago he well knew one Ned Sizemore who was a full blood  
Cherokee Indian and made his home at that time on the waters of Cran-  
berry Creek, in Ashe county, N. C.; that said Sizemore had come from  
the home of the Cherokee tribe in Western N. C., or Ga., some several  
years prior to the time affiant first knew; that he often went back to where  
said tribe was located after affiant first knew him but finally made his  
home in Ashe county, N. C., where he subsequently died; that said Size-  
more had a numerous family of sons and daughters, two of whom, Owen  
Sizemore, a son and Catharine Sizemore, a daughter affiant well and person-  
ally knew; that said Owen Sizemore had a daughter, Lyddia who married  
one James Blevins, and lived in Ashe county, N. C.; that said James and  
Lyddia Blevins had several sons and daughters from whom have descended  
a number of the present claimants; that said Catharine Sizemore, a  
daughter of said Ned Sizemore married one James Hart, and had numer-  
ous sons and daughters among whom were Catharine who married one  
Baldwin and subsequently married one Caldwell, and Margery who mar-  
ried Robert Hash, and settled in Grayson Co., Va., near the Va., and N. C.  
State line, Ned Hart, who settled in Ashe county N. C., from whom have  
descended a number of the present claimants. Affiant further states that  
said Ned Sizemore had every appearance of being a full blood Indian; that  
he claimed to be a member of the Cherokee tribe and was so recognized by  
the said Cherokee tribe and members thereof; that he was recognized and  
treated by his neighbors and acquaintances in Ashe county, N. C., and  
as a full blood Indian.

Affiant states these facts from his own personal knowledge and obser-  
vation and has no interest direct or indirect in the claim of the descen-  
dants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

(Given under my hand this 11th day of August, A. D. 1896.

Attest [Signed] WILLIAM x PRICE  
J. H. BARTON, his  
mark.

Sworn to and subscribed before me this 11th day of August, A. D.  
1896, and I further certify that I am well acquainted with the said William  
Price and know him to be a person of truth and credibility.

(Given under my hand this day and date first above written.  
[Signed] M. C. HASH, J. P.  
(The foregoing is a copy of an affidavit filed with the Hon. Dawes Com-  
mission in the claim of Cornelia Peak for citizenship in the Cherokee Na-  
tion, I. T.)

Official character and genuineness of signature of Justice certified by  
Clerk of Court under seal of Court.)



In the Matter of the Claim of the Descendants of Ned Sizemore to  
Citizenship in the Cherokee Nation, I. T.:  
INDIAN TERRITORY, }  
Cherokee Nation. }

On this, the 2nd day of September, A. D., 1896, personally appeared before me, the undersigned Notary Public, within and for the Northern District of the Indian Territory, William A. Lewis, aged seventy-nine years, whose postoffice address is Ft. Gibson, Cherokee Nation, I. T., who, after being first duly sworn, deposes and says: That he is a Cherokee by birth and came to the Indian Territory with the Cherokee tribe on its migration from the east, that he was well acquainted with the majority of the members of said tribe who so migrated as well as of those who remained in the east; that he was well and personally acquainted with one Ned Sizemore, in North Carolina, old Cherokee Nation, and knows that he was always recognized and treated as a Cherokee Indian, and from the appearance of said Sizemore and his acquaintance with him, affiant knows him to have been a Cherokee Indian by blood and of the full blood; that he knew said Sizemore from about the year 1822, in North Carolina, and believes that said Sizemore was enrolled in the Cherokee enrollment of about that date, and again, in the Wafford enrollment.

Affiant further states that he knew one James Hart, whom he believes to have been so enrolled and who married Catharine, the daughter of said Ned Sizemore, and affiant also remembers that said Ned Sizemore had a son by name of Owen and also another son by name of George. Affiant further states that said Ned Sizemore and his family, on the migration of the Cherokees to the Indian Territory, remained in North Carolina and from the best of his information he believes that said Ned Sizemore afterwards settled, lived and died in Ashe County, North Carolina.

Affiant states these facts from his own personal knowledge. Affiant states that he was born and partially reared a near neighbor to the Sizemore and Hart families, and was familiar with them, in school and as playmates and associates.

Given under my hand and seal this the day and date first above written. *W. A. Lewis* [SEAL]

Subscribed and sworn to before me this, the 2nd day of Sept., 1896. *W. A. Lewis*, Notary Public.

My commission expires *Mar 7 1900*

## Affidavit of Witness.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

Before me, the undersigned Notary Public in and for the Northern District of the Indian Territory, personally appeared J. H. Barton, who after being by me duly sworn states that he is 55 years of age, and a resident of Ashe County, State of North Carolina, whose postoffice address is Waverford, in said County, and that he is personally acquainted with Mary A. Pierce, who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant further states that the said Mary A. Pierce is the identical person she represents herself to be in her application for citizenship in said Nation, and that he has known the said applicant for the past 14 years and knows that she is and has been recognized and treated by her neighbors, acquaintances and the public generally, as a person having Cherokee blood; and that the complexion, physical appearance, language and manners of the said applicant indicate that she is of Cherokee blood. That from above facts and circumstances and from statements made to him by the said applicant affiant states he has every reason to believe and does believe that the said applicant is of Cherokee Indian blood.

Subscribed and sworn to before me, this 30 day of September, A. D., 1896.  
M. A. Davis Notary Public.

My Commission expires, March 7, 1900.

✓  
No. 791

IN THE MATTER OF

*Mary A. Price*

Claim to Citizenship in *Cherokee*

Nation, I. T.

*Po. Weaueusford N.C.*

(*Sizemore family*)

FILED SEPT. 7. 1896 ☆

A. S. MCKENNON

COM'Y

*W. H. Baldwin*  
*Silas Creek*

*Mc*

# AFFIDAVIT OF WITNESS.

State of *North Carolina* } ss.  
County of *Ashe*

Before me, the undersigned, a *Justice of the Peace* in and for the County and State  
aforesaid, personally appeared *Samuel Davis* who after being by me duly sworn states  
that *he* is 77 years of age, and a citizen of *Graham County, and State of Virginia*  
and that *he* is personally acquainted with *Mary A. Purice* who is an applicant for  
citizenship in the *Cherokee* Nation, I. T., and affiant further states that the said *Mary A. Purice*  
is the identical person *she* represents *her self* to be in *her* application for citizenship  
in said Nation, and that the said *Mary A. Purice* is the daughter of  
*Nathan Phipps*, who was the son of *Mary Ann Phipps*,  
who was a daughter of *Margery Hark*, who was a  
daughter of *Catharine Hart*, who was a daughter  
of *Ned Sizemore*, who was a *Cherokee Indian* of  
the full blood; and is a married woman and the  
mother of our minor child, *Glen Purice*

Affiant further states that *he* has known the said *Mary A. Purice* for the past 25 years  
and knows that *she* is and has been recognized and treated by *her* neighbors, acquaintances and the public  
generally, as a person having *Cherokee* Indian blood; and that the complexion, physical appearance,  
language and manners of the said *Mary A. Purice* indicate that the said *Mary A. Purice*  
is of Indian blood. That from the above facts and circumstances and from statements made to *him* by the said  
*Mary A. Purice* affiant states *he* has every reason to believe, and does believe that the said  
*Mary A. Purice* is of *Cherokee* Indian blood.  
Affiant further states that *he* has no interest whatever in the prosecution of the claim of the said *Mary*  
*A. Purice* to citizenship in the *Cherokee* Nation, I. T., and that *he* is not related  
by blood or marriage to the said *Mary A. Purice* *Samuel Davis*

Subscribed and sworn to before me this *10* day of *Aug.* A. D., 1896, and I further cer-  
tify that I am well acquainted with the said *Samuel Davis* and know *him* to be a  
person of credibility and of truth and veracity.

My commission expires on the

day of

, 189

STATE OF NORTH CAROLINA, } ss.  
County of *Ashe*

I, *POINDEXTER BLEVINS*, Clerk of the Superior Court of said county, do certify that *M. C.*  
*Hark*, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a  
Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts  
are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of  
said Court, this *19<sup>th</sup>* day of *August*, 1896.

*P. Blevins*  
Clerk Superior Court.



**End**



SERVICE AFFIDAVIT.

INDIAN TERRITORY, } ss.  
Cherokee Nation. }

I, J. N. BALDWIN, do solemnly swear that on the Fourth day September, 1896, I, in person, delivered to WM. HASTINGS, FRANK J. BOUDINOT and WM. T. HUTCHINGS, Attorneys for the Cherokee Nation, at Tahlequah, I. T., a package which contained a true copy of the application of Mary E. Siskson for Citizenship in the Cherokee Nation, Ind. Ter.,

and of the affidavits of himself, Samuel Davis Wm Price  
Alfred Price Wm A. Lewis J. N. Baldwin

in support of same, the originals of which are now filed with the Honorable DAWES COMMISSION, at Vinita, Ind. Ter. That affiant has no interest in this matter.

Subscribed and sworn to before me this, the

7 day of September, 1896.

J. N. Baldwin  
W. H. Gibbils  
my Commission expires Mar 7<sup>th</sup> 1900 Notary Public.

PETITION AND MEMORIAL.  
FOR CHEROKEE INDIAN CITIZENSHIP.

To The Hon James Corn  
Your petitioner *Mary E. Dickson* <sup>It is proven and she believes</sup> earnestly and respectfully represents, that he is <sup>an</sup>  
*Sixteenth* Cherokee Indian by blood, deriving the same from <sup>her</sup> his lineal ancestor, the late  
*Red Simpson* through *her father Alfred Blevins* who was  
a son of *James Blevins Jr* who was a son of *Ydina*  
*Blevins* who was a daughter of *Quinn Simpson* a  
son of *Red Simpson* a full blood Cherokee Indian

Your petitioner therefore submits to your honorable body the above statement of facts as grounds for ~~her~~  
application for Cherokee Indian citizenship as aforesaid in the Cherokee Nation and asks for a full and com-  
plete investigation of ~~her~~ claim and if the same is found to be valid and correct as herein stated, that ~~he~~ be  
allowed all the rights, privileges and immunities of other citizens of said Nation.

Petitioner's full name is *Mary E. Dickson*, age *31* years,  
residence *Jefferson*, in the State of *North Carolina* postoffice address *Jefferson*  
County of *Ashe*, State of *NC*, occupation that of a *housewife*

*I am married and have five children to wit*  
*John Age 12 years Lillian Age 10 years George Age 8 years*  
*Abner Age 6 years Rena Age 2 years*

Attesting witnesses

Most Respectfully Submitted,

*J. H. Baldwin* [SEAL.]  
[SEAL.]

*Mary E. Dickson* [SEAL.]

State of *North Carolina* ss.  
County of *Ashe*

Personally appeared before me *S. Hurley*, a Justice of the Peace  
in and for said county in the State aforesaid *Mary E. Dickson* the petitioner in the above  
petition for Cherokee Indian citizenship in the Cherokee Nation, Indian Territory, U. S. A., who after being  
duly sworn according to law states that the facts set forth in ~~her~~ said petition above are true as stated  
therein, this the *8* day of *Aug* 189*6*.

Attesting witnesses,  
*J. H. Baldwin* [SEAL.]  
[SEAL.]

*S. Hurley* [SEAL.]

Subscribed and sworn to before me, a Justice of the Peace as aforesaid, on this *8* day of  
*Aug* 189*6*, and I do certify that I am personally acquainted with *Mary E. Dickson*  
the said petitioner, and know that he is a credible person and entitled to full faith and credit before any of the  
Courts of the State of *NC*, and that I have no interest directly or indirectly in the pros-  
ecution of ~~her~~ said claim for Cherokee Indian citizenship and am not related to ~~her~~ by blood or marriage.

*S. Hurley J. P.*

STATE OF NORTH CAROLINA, ss.  
Ashe County,

I, *POINDEXTER BLEVINS*, Clerk of the Superior Court of said county, do certify that *S. Hurley*  
*Hurley* Esq., whose name is signed to the foregoing certificate, was at the time of so doing a  
Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts  
are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of  
said Court, this *19* day of *August* 189*6*.

*P. Blevins*  
Clerk Superior Court.



Mary & Jackson

Calipinobis

# GENERAL AFFIDAVIT

IN THE MATTER OF CLAIM.

Of *Mary E. Dickson* To Cherokee Indian Citizenship.

AFFIDAVIT OF *claimant*

STATE OF *North Carolina*  
COUNTY OF *State* ss.

On this, the *8* day of *Aug* A. D., 189*6*, personally before me *P. Hurley*,  
a Justice of the Peace in and for the county aforesaid, duly authorized to administer  
oaths, appeared *Mary E. Dickson*, aged *21* years, a resident of *State*  
county, and State of *NC*, whose postoffice is *Jefferson*, who after  
being duly sworn according to law, says that *she* is *1/16* Indian by *blood* and  
a claimant for *Cherokee* Indian citizenship. Affiant further says on oath *that she*  
*desires her Indian blood from her ancestor*  
*the late Ned Dickson a full blood*  
*Cherokee Indian*

and is a direct lineal descendant of the *Dickson* family, whose name *she* believes appears  
upon the census rolls, that were taken by the United States government, by blood, of the Cherokee tribe of  
Indians. Affiant further says that *she* believes the said *Dickson Family* to be of Cherokee  
Indian blood, and were members of the *Cherokee* tribe of Indians.

Affiant further says *she* has been taught and has heard from *her* earliest youth that *she* is a descendant  
of a *Cherokee* Indian family and that affiant has been recognized and treated by *her* neighbors and  
the public generally as a person of *Cherokee* Indian blood and that from *her* complexion and physical  
appearance *she* has every reason to believe and does believe that *she* is of *Cherokee* Indian blood  
and is an admixture of *White* and Cherokee and at least one *Cherokee* Indian by blood.

Affiant further says the above statements are true to the best of *her* knowledge and belief.

*Mary E. Dickson*  
Subscribed and sworn to before me, this *8* day of *Aug*  
A. D., 189*6*, and I further certify that the foregoing affidavit was read to affiant  
in my presence. That said affiant is to me personally known (or has been satisfac-  
torily identified before me) and I verily believe *her* to be a credible person.

*L. Hurley, P.*

In the matter of the claim of the descend-  
ants of Ned Sizemore to citizenship in the  
Cherokee Nation, I. T.

STATE OF NORTH CAROLINA, }  
County of Ashe } ss,

Before me, the undersigned Justice of the Peace, in and for the coun-  
ty of Ashe, in the State aforesaid, personally appeared Samuel Davis, who  
after being duly sworn, states that he is seventy-seven years of age, a resi-  
dent of Grayson county, Va., whose postoffice address is Grassy Creek,  
Ashe county, N. C.; that he has lived in Grayson county, Va., all his life;  
that about sixty years ago, he well and personally knew one Ned Sizemore,  
who was a Cherokee Indian of the full blood then living in Ashe county,  
county, N. C.; that said Sizemore, prior to that time had come from the  
Cherokee tribe in western North Carolina, or Georgia; that said Sizemore  
had the appearance of a full blood Indian and was so treated and recogniz-  
ed by his neighbors and acquaintances; that he made frequent visits to the  
home of said tribe after affiant first knew him; that he died in Ashe coun-  
ty, N. C., and had a numerous family of sons and daughters, one son Owen  
Sizemore, had a daughter Lyddia who married James Blevins and another  
daughter who married one Stamper, from whom have descended a number  
of these claimants; and that said Ned Sizemore had one daughter Cath-  
arine who married one James Hart; that said James and Catharine Hart  
had sons, Ned and George among others, and Catharine who afterwards  
married one Baldwin and subsequently one Caldwell, and Margery who  
married one Robert Hash and settled in Grayson county, Va., near the N.

C., and Va. State line and near the home of affiant; that he often saw said Ned Sizemore at the home of the said Margery Hash, his grand-daughter, and remembers to have seen him there once with a pet bear following him; and that said Ned Sizemore could speak English only very imperfectly.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of said Ned Sizemore's descendants to citizenship in the Cherokee Nation, I. T.

Given under my hand this 10th day of August, A. D. 1896.

[Signed] SAMUEL DAVIS

Sworn to and subscribed before me this 10th day of August, A. D. 1896, and I certify that I am well acquainted with said Samuel Davis and know him to be entitled to full faith and credit and a truthful person.

[Signed] M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelle Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)



In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

State of North Carolina, }  
County of Ashe, } ss:

On this 19th, day of August A. D. 1896, personally appeared before the undersigned Justice of the Peace in and for the county of Ashe in the State aforesaid, Alfred Price, aged 76 years, whose postoffice address is Crumpler, Ashe county, N. C., and states that some sixty years ago he personally knew one Ned Sizemore who then lived in Ashe county, North Carolina, and who was a Cherokee Indian of the full blood, having come several years prior to that time from the Cherokee reservation and settled in Ashe county, N. C., that said Ned Sizemore had the appearance of being a full blood Indian, and was so treated and regarded by his neighbors and acquaintances; that said Sizemore died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen who was the father of Lyddia Sizemore who married James Blevins and who was the mother of James, Eli, George, Wells Blevins from whom have sprung a number of the present claimants; that Catharine was the name of a daughter of said Ned Sizemore who married one James Hart and who had several sons and daughters, Margery who married Robert Hash, George Hart who was the father of Margery Peak and Cornelle Peak and Grubb Hart; said Ned Sizemore also had other sons and daughters and said Catharine Hart was the mother of Catharine Caldwell who was the mother of Nancy Caldwell and William D. Baldwin; that said Catharine Hart was the mother also of Ned Hart, Morris Hart and others.

Affiant states these facts from his own personal knowledge and observation.

Given this Aug. the 19th, 1896.

[Signed]

his  
ALFRED x PRICE.  
mark.

Subscribed and sworn to before me this 19th day of August, 1896, and I certify that the contents of the foregoing affidavit were fully made known to affiant before signing and swearing, and that said Alfred Price is a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed]

L. HURLY, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelle Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of court under seal of court.)

In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

STATE OF NORTH CAROLINA, }  
County of Ashe } ss,

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared William Price, aged 86 years, a resident of Ashe county, State of North Carolina, whose postoffice address is Weaversford, N. C., who after being duly sworn states that he was born and raised in Ashe county, N. C., and that some sixty or seventy years ago he well knew one Ned Sizemore who was a full blood Cherokee Indian and made his home at that time on the waters of Cranberry Creek, in Ashe county, N. C.; that said Sizemore had come from the home of the Cherokee tribe in Western N. C., or Ga., some several years prior to the time affiant first knew; that he often went back to where said tribe was located after affiant first knew him but finally made his home in Ashe county, N. C., where he subsequently died; that said Sizemore had a numerous family of sons and daughters, two of whom, Owen Sizemore, a son and Catharine Sizemore, a daughter affiant well and personally knew; that said Owen Sizemore had a daughter, Lyddia who married one James Blevins, and lived in Ashe county, N. C.; that said James and Lyddia Blevins had several sons and daughters from whom have descended a number of the present claimants; that said Catharine Sizemore, a daughter of said Ned Sizemore married one James Hart, and had numerous sons and daughters among whom were Catharine who married one Baldwin and subsequently married one Caldwell, and Margery who married Robert Hash, and settled in Grayson Co., Va., near the Va., and N. C. State line, Ned Hart, who settled in Ashe county N. C., from whom have descended a number of the present claimants. Affiant further states that said Ned Sizemore had every appearance of being a full blood Indian; that he claimed to be a member of the Cherokee tribe and was so recognized by the said Cherokee tribe and members thereof; that he was recognized and treated by his neighbors and acquaintances in Ashe county, N. C., and Grayson county, Va., as a full blood Indian.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

Given under my hand this 11th day of August, A. D. 1896.

Attest J. H. BARTON, his  
[Signed] WILLIAM x PRICE.  
mark.

Sworn to and subscribed before me this 11th day of August, A. D. 1896, and I further certify that I am well acquainted with the said William Price and know him to be a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed] M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)

In the Matter of the Claim of the Descendants of Ned Sizemore to  
Citizenship in the Cherokee Nation, I. T.:

INDIAN TERRITORY, } ss.  
Cherokee Nation.

On this, the 2nd day of September, A. D., 1896, personally ap-  
peared before me, the undersigned Notary Public, within and for the  
Northern District of the Indian Territory, William A. Lewis, aged  
seventy-nine years, whose postoffice address is Ft. Gibson, Cherokee  
Nation, I. T., who, after being first duly sworn, deposes and says:  
That he is a Cherokee by birth and came to the Indian Territory with  
the Cherokee tribe on its migration from the east, that he was well  
acquainted with the majority of the members of said tribe who so  
came as well as of those who remained in the east; that he  
was personally acquainted with one Ned Sizemore, in  
North Carolina, old Cherokee Nation, and knows that he was al-  
ways recognized and treated as a Cherokee Indian, and from the  
appearance of said Sizemore and his acquaintance with him, af-  
fiant knows him to have been a Cherokee Indian by blood and of  
the full blood; that he knew said Sizemore from about the year  
1822, in North Carolina, and believes that said Sizemore was en-  
rolled in the Cherokee enrollment of about that date, and again in  
the Wafford enrollment.

Affiant further states that he knew one James Hart, whom he be-  
lieves to have been so enrolled and who married Catharine, the daughter  
of said Ned Sizemore, and affiant also remembers that said Ned Siz-  
emore had a son by name of Owen and also another son by name of  
George. Affiant further states that said Ned Sizemore and his family,  
on the migration of the Cherokees to the Indian Territory, remained  
in North Carolina and from the best of his information he believes  
that said Ned Sizemore afterwards settled, lived and died in Ashe  
County, North Carolina.

Affiant states these facts from his own personal knowledge. Af-  
fiant states that he was born and partially reared a near neighbor to  
the Sizemore and Hart families, and was familiar with them, in school  
and as playmates and associates.

Given under my hand and seal this the day and date first above  
written.

Subscribed and sworn to before me this, the 2nd day of Sept.,  
1896.

Notary Public.  
My commission expires March 1, 1900.

## Affidavit of Witness.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

Before me, the undersigned Notary Public, in and for the Northern District of the Indian Territory, personally appeared J. M. Sullivan, who after being by me duly sworn states that he is 56 years of age, and a resident of Ashe County, North Carolina, whose postoffice address is Ashe, in said county, and that he is personally acquainted with Wm. C. Jackson, who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant further states that the said Wm. C. Jackson is the identical person he represents him self to be in his application for citizenship in said Nation, and that he has known the said applicant for the past 20 years and knows that he is and has been recognized and treated by his neighbors, acquaintances and the public generally, as a person having Cherokee blood; and that the complexion, physical appearance, language and manners of the said applicant indicate that he is of Cherokee blood. That from above facts and circumstances and from statements made to him by the said applicant affiant states he has every reason to believe and does believe that the said applicant is of Cherokee Indian blood.

Subscribed and sworn to before me, this 9th day of September, A. D., 1896.  
M. S. Jackson Notary Public.

My Commission expires, March 7, 1900.



# AFFIDAVIT OF WITNESS.

STATE OF *North Carolina*  
COUNTY OF *Ashe*

Before me, the undersigned, a *Justice of the Peace* in and for the County and State aforesaid, personally appeared *William Price*, who after being by me duly sworn states that he is *86* years of age, and a citizen of *Ashe* County, and State of *North Carolina* and that he is personally acquainted with *Mary E. Dickson* who is an applicant for citizenship in the *Cherokee* Nation, I. T., and affiant further states that the said *Mary E. Dickson* is the identical person she represents *her* self to be in her application for citizenship in said Nation, and that the said *Mary E. Dickson* is a Daughter of *Abford Blevins* who was a son of *James Blevins* Jr who was a son of *India Blevins* who was a Daughter of *Owen Sizemore* a son of *Reed Sizemore* a full blood Cherokee Indian; and is the mother of the following named children to wit *Abdullah* 12 years *Lettie* 10 years *George* 8 years *Delia* 6 years *Bessie* 4 years

states that he has known the said *Mary E. Dickson* for the past *31* years that she is and has been recognized and treated by her neighbors, acquaintances and the public as a person having *Cherokee* Indian blood; and that the complexion, physical appearance, and manners of the said *Mary E. Dickson* indicate that the said *Mary E. Dickson* is of *Cherokee* Indian blood. That from the above facts and circumstances and from statements made to him by the said *Mary E. Dickson* affiant states he has every reason to believe and does believe that the said *Mary E. Dickson* is of *Cherokee* Indian blood.

Affiant further states that he has no interest whatever in the prosecution of the claim of the said *Mary E. Dickson* to citizenship in the *Cherokee* Nation, I. T., and that he is not related by blood or marriage to the said *Mary E. Dickson*.

Attest, *J. H. Barton*

*William Price*  
mark

Subscribed and sworn to before me, this *11* day of *August* A. D. 1896, and I further certify that I am well acquainted with the said *William Price* and know him to be a person of credibility and of truth and veracity.

*M. C. Nash* J. P.

My commission expires on the \_\_\_\_\_ day of \_\_\_\_\_ 189 \_\_\_\_\_.

STATE OF NORTH CAROLINA, } ss.  
Ashe County.

I, *POINDEXTER BLEVINS*, Clerk of the Superior Court of said county, do certify that *M. C. Nash*, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of said Court, this *14th* day of *August* 1896.

*P. Blevins*  
Clerk Superior Court.

No. 2019

IN THE MATTER OF

*Mary E. Dickson*  
Claim to Citizenship in *Cherokee*

Nation, I. T.

*Po. Jefferson N.C.*

(*Sigmon family*)

*Filed Sept. 7-1894*

*as witness*

*Carroll*

*John Baldwin*

*Sigmon*

*Rickman*

<sup>a</sup>  
792 134

Nation's No. 1755

Commission's No. ....

In re Application of

Mary E. Dickson

Demurrer and Answer.

A. S. MCKENNON  
COM'R

**End**





SERVICE AFFIDAVIT.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

I, J. N. BALDWIN, do solemnly swear that on the Fourth day September, 1896, I, in person, delivered to WM. HASTINGS, FRANK J. BOUDINOT and WM. T. HUTCHINGS, Attorneys for the Cherokee Nation, at Tahlequah, I. T., a package which contained a true copy of the application of *Justin Gates* for Citizenship in the Cherokee Nation, Ind. Ter.,

and of the affidavits of

*herself, Samuel Davis, Wm. Price, Alfred Price, Wm. A. Lewis and J. H. Barton*

in support of same, the originals of which are now filed with the Honorable DAWES COMMISSION, at Vinita, Ind. Ter. That affiant has no interest in this matter.

Subscribed and sworn to before me this, the *7* day of September, 1896.

*J. N. Baldwin*  
*W. H. Gibbs Notary Public*  
*my Commission expires Mar 7<sup>th</sup> 1900*

Clarke  
to 3 Jethro Yates  
Clarke  
Cherokee Indian  
Citizenship

# PETITION AND MEMORIAL.

FOR CHEROKEE INDIAN CITIZENSHIP.

TO The Hon. Dawes Commission

Your petitioner, Justin Yates, earnestly and respectfully represents that he is one

thirty-second Cherokee Indian by blood, deriving the same from his lineal ancestor, the late Ned Sizemore through his father Robert F. Phipps who is a son of Ruth Phipps, who was a daughter of Margery Hash, who was a daughter of Catharine Hart, who was a daughter of said Ned Sizemore, who was a Cherokee Indian of the full blood.

Your petitioner therefore submits to your honorable body the above statement of facts as grounds for his application for Cherokee Indian citizenship as aforesaid in the Cherokee Nation and asks for a full and complete investigation of his claim and if the same is found to be valid and correct as herein stated, that he be allowed all the rights, privileges and immunities of other citizens of said Nation.

Petitioner's full name is Justin Yates age thirty-one years.  
residence Wilkes Co. in the State of North Carolina, postoffice address Rushes  
County of Wilkes State of North Carolina occupation that of a house-

wife, and is a married woman and the mother of two minor children; Vannoy C. Yates, aged 5 years; Zollie M. Yates, aged 2 years

Attesting witnesses,

Most Respectfully Submitted,

J. B. Barton [SEAL]

J. C. Yates [SEAL]

STATE OF North Carolina ss.

COUNTY OF Ashe

Personally appeared before me, M. C. Hash, a Justice of the Peace in and for said county in the State aforesaid, Justin Yates, the petitioner in the above

petition for Cherokee Indian citizenship in the Cherokee Nation, Indian Territory, U. S. A., who after being duly sworn according to law states that the facts set forth in his said petition above are true as stated therein, this the 7 day of July 1896.

Attesting witnesses,

J. B. Barton [SEAL]

J. C. Yates [SEAL]

Subscribed and sworn to before me, a Justice of the Peace as aforesaid, on this 27 day of July 1896, and I do certify that I am personally acquainted with Justin Yates the said petitioner, and know that he is a credible person and entitled to full faith and credit before any of the Courts of the State of North Carolina, and that I have no interest directly or indirectly in the prosecution of his said claim for Cherokee Indian citizenship and am not related to him by blood or marriage.

M. C. Hash J.P.

STATE OF NORTH CAROLINA, ss.  
Ashe County,

I, POINDEXTER BLEVINS, Clerk of the Superior Court of said county, do certify that M. C. Hash, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of said Court, this 19 day of August 1896.

P. Blevins  
Clerk Superior Court.



# GENERAL AFFIDAVIT.

IN THE MATTER OF CLAIM.

Of *Justin Gates*..... To Cherokee Indian Citizenship.

AFFIDAVIT OF *Claimant*

STATE OF *North Carolina* }  
COUNTY OF *Ashe* } ss.

On this, the *27* day of *July*..... A. D., 189*6*, personally before me, *M. C. Hash*

....., a Justice of the Peace in and for the county aforesaid, duly authorized to administer oaths, appeared *Justin Gates*....., aged *21* years, a resident of *Wilkes* county, and State of *North Carolina*....., whose postoffice is *Puckett, N.C.*, who after being duly sworn according to law, says that she is *one thirty-second* Indian by blood and a claimant for *Cherokee* Indian citizenship. Affiant further says on oath *that she*

*derives her Indian blood from her ancestor, the late Ned Sigemon who was a Cherokee Indian of the full blood, as set forth in her Petition and Memorial*

and is a direct lineal descendant of the *Sigemon*..... family, whose name she believes appears upon the census rolls, that were taken by the United States government, by blood, of the Cherokee tribe of Indians. Affiant further says that she believes the said *Sigemon family* to be of Cherokee Indian blood, and were members of the *Cherokee* tribe of Indians.

Affiant further says he has been taught and has heard from her earliest youth that she is a descendant of a *Cherokee* Indian family and that affiant has been recognized and treated by her neighbors and the public generally as a person of *Cherokee* Indian blood and that from her complexion and physical appearance he has every reason to believe and does believe that she is of *Cherokee* Indian blood and is an admixture of *white* and Cherokee and at least one *thirty-second* Indian by blood.

Affiant further says the above statements are true to the best of her knowledge and belief.

attest  
of *J. C. Barton*

*J. C. Barton*

Subscribed and sworn to before me, this *27* day of *July*

D., 189*6*, and I further certify that the foregoing affidavit was read to affiant in my presence. That said affiant is to me personally known (or has been satisfactorily identified before me) and I verily believe her to be a credible person.

*M. C. Hash J.P.*

In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

STATE OF NORTH CAROLINA, }  
County of Ashe } ss,

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared Samuel Davis, who after being duly sworn, states that he is seventy-seven years of age, a resident of Grayson county, Va., whose postoffice address is Grassy Creek, Ashe county, N. C.; that he has lived in Grayson county, Va., all his life; that about sixty years ago, he well and personally knew one Ned Sizemore, who was a Cherokee Indian of the full blood then living in Ashe county, N. C.; that said Sizemore, prior to that time had come from the Cherokee tribe in western North Carolina, or Georgia; that said Sizemore had the appearance of a full blood Indian and was so treated and recognized by his neighbors and acquaintances; that he made frequent visits to the home of said tribe after affiant first knew him; that he died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen Sizemore, had a daughter Lyddia who married James Blevins and another daughter who married one Stamper, from whom have descended a number of these claimants; and that said Ned Sizemore had one daughter Catharine who married one James Hart; that said James and Catharine Hart had sons, Ned and George among others, and Catharine who afterwards married one Baldwin and subsequently one Caldwell, and Margery who married one Robert Hash and settled in Grayson county, Va., near the N.

C., and Va. State line and near the home of affiant; that he often saw said Ned Sizemore at the home of the said Margery Hash, his grand-daughter, and remembers to have seen him there once with a pet bear following him; and that said Ned Sizemore could speak English only very imperfectly.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of said Ned Sizemore's descendants to citizenship in the Cherokee Nation, I. T.

Given under my hand this 10th day of August, A. D. 1896.

[Signed] SAMUEL DAVIS.

Sworn to and subscribed before me this 10th day of August, A. D. 1896, and I certify that I am well acquainted with said Samuel Davis and know him to be entitled to full faith and credit and a truthful person.

[Signed] M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelie Peak for citizenship in the Cherokee Nation, I. T.

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)

In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.,

State of North Carolina, } ss:  
County of Ashe,

On this 19th, day of August A. D. 1896, personally appeared before the undersigned Justice of the Peace in and for the county of Ashe in the State aforesaid, Alfred Price, aged 76 years, whose postoffice address is Crumpler, Ashe county, N. C., and states that some sixty years ago he personally knew one Ned Sizemore who then lived in Ashe county, North Carolina, and who was a Cherokee Indian of the full blood, having come several years prior to that time from the Cherokee reservation and settled in Ashe county, N. C., that said Ned Sizemore had the appearance of being a full blood Indian, and was so treated and regarded by his neighbors and acquaintances; that said Sizemore died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen who was the father of Lyddia Sizemore who married James Blevins and who was the mother of James, Eli, George, Wells Blevins from whom have sprung a number of the present claimants; that Catharine was the name of a daughter of said Ned Sizemore who married one James Hart and who had several sons and daughters, Margery who married Robert Hash, George Hart who was the father of Margery Peak and Cornelie Peak and Grubb Hart; said Ned Sizemore also had other sons and daughters and said Catharine Hart was the mother of Catharine Caldwell who was the mother of Nancy Caldwell and William D. Baldwin; that said Catharine Hart was the mother also of Ned Hart, Morris Hart and others.

Affiant states these facts from his own personal knowledge and observation. Given this Aug. the 19th, 1896.

[Signed] his  
ALFRED x PRICE.  
mark.

and I certify that the contents of the foregoing affidavit were fully made known to affiant before signing and swearing, and that said Alfred Price is a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed] L. HURLY, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelie Peak for citizenship in the Cherokee Nation, I. T.

Official character and genuineness of signature of Justice certified by Clerk of court under seal of court.)



In the matter of the claim of the descend-  
ants of Ned Sizemore to citizenship in the  
Cherokee Nation, I. T.,

STATE OF NORTH CAROLINA, }  
County of Ashe } ss,

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared William Price, aged 86 years, a resident of Ashe county, State of North Carolina, whose postoffice address is Weathersford, N. C., who after being duly sworn states that he was born and raised in Ashe county, N. C., and that some sixty or seventy years ago he well knew one Ned Sizemore who was a full blood Cherokee Indian and made his home at that time on the waters of Cranberry Creek, in Ashe county, N. C.; that said Sizemore had come from the home of the Cherokee tribe in Western N. C., or Ga., some several years prior to the time affiant first knew; that he often went back to where said tribe was located after affiant first knew him but finally made his home in Ashe county, N. C., where he subsequently died; that said Sizemore had a numerous family of sons and daughters, two of whom, Owen Sizemore, a son and Catharine Sizemore, a daughter affiant well and personally knew; that said Owen Sizemore had a daughter, Lyddia who married one James Blevins, and lived in Ashe county, N. C.; that said James and Lyddia Blevins had several sons and daughters from whom have descended a number of the present claimants; that said Catharine Sizemore, a daughter of said Ned Sizemore married one James Hart, and had numerous sons and daughters among whom were Catharine who married one Baldwin and subsequently married one Caldwell, and Margery who married Robert Hash, and settled in Grayson Co., Va., near the Va., and N. C. State line, Ned Hart, who settled in Ashe county N. C., from whom have descended a number of the present claimants. Affiant further states that said Ned Sizemore had every appearance of being a full blood Indian; that he claimed to be a member of the Cherokee tribe and was so recognized by the said Cherokee tribe and members thereof; that he was recognized and treated by his neighbors and acquaintances in Ashe county, N. C., and Grayson county, Va., as a full blood Indian.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

Given under my hand this 11th day of August, A. D. 1896.

Attest J. H. BARTON, [Signed] his mark. WILLIAM x PRICE.

Sworn to and subscribed before me this 11th day of August, A. D. 1896, and I further certify that I am well acquainted with the said William Price and know him to be a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed] M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)

In the Matter of the Claim of the Descendants of Ned Sizemore to  
Citizenship in the Cherokee Nation, I. T.:

INDIAN TERRITORY, } ss.  
Cherokee Nation. }

On this, the 2nd day of September, A. D., 1896, personally appeared before me, the undersigned Notary Public, within and for the Northern District of the Indian Territory, William A. Lewis, aged seventy-nine years, whose postoffice address is Ft. Gibson, Cherokee Nation, I. T., who, after being first duly sworn, deposes and says: That he is a Cherokee by birth and came to the Indian Territory with the Cherokee tribe on its migration from the east, that he was well acquainted with the majority of the members of said tribe who so migrated as well as of those who remained in the east; that he was well and personally acquainted with one Ned Sizemore, in North Carolina, old Cherokee Nation, and knows that he was always recognized and treated as a Cherokee Indian, and from the appearance of said Sizemore and his acquaintance with him, affiant knows him to have been a Cherokee Indian by blood and of the full blood; that he knew said Sizemore from about the year 1822, in North Carolina, and believes that said Sizemore was enrolled in the Cherokee enrollment of about that date, and again in the Wafford enrollment.

Affiant further states that he knew one James Hart, whom he believes to have been so enrolled and who married Catharine, the daughter of said Ned Sizemore, and affiant also remembers that said Ned Sizemore had a son by name of Owen and also another son by name of George. Affiant further states that said Ned Sizemore and his family, on the migration of the Cherokees to the Indian Territory, remained in North Carolina and from the best of his information he believes that said Ned Sizemore afterwards settled, lived and died in Ashe County, North Carolina.

Affiant states these facts from his own personal knowledge. Affiant states that he was born and partially reared a near neighbor to the Sizemore and Hart families, and was familiar with them, in school and as playmates and associates.

Given under my hand and seal this the day and date first above written.

Subscribed and sworn to before me this, the 2nd day of Sept., 1896.

My commission expires

[SEAL]

Notary Public.

189...

## Affidavit of Witness.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

Before me, the undersigned Notary Public in and for the Northern District of the Indian Territory, personally appeared J. H. Barten, who after being by me duly sworn, states that he is 55 years of age, and a resident of Ashe County, State of North Carolina, whose postoffice address is Weaver's Fork, in said County, and that he is personally acquainted with Justin Gates, who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant further states that the said Justin Gates is the identical person he represents himself to be in his application for citizenship in said Nation, and that he has known the said applicant for the past 18 years and knows that he is and has been recognized and treated by his neighbors, acquaintances and the public generally, as a person having Cherokee blood; and that the complexion, physical appearance, language and manners of the said applicant indicate that he is of Cherokee blood. That from above facts and circumstances and from statements made to him by the said applicant affiant states he has every reason to believe he does believe that the said applicant is of Cherokee Indian blood.

Subscribed and sworn to before me, this 11 day of September, A. D., 1896.  
J. H. Barten Notary Public.

Commission expires, March 7, 1900.

2018-793

IN THE MATTER OF

Justin Yates

Claim to Citizenship in Cherokee

Nation, I. T.

Re Bynker N.C.

W. E. H. H.

(Sizemore family)

Filed Sept 7-1896

A. S. McKinnon

John Baldwin

Silas Creek

NE



# AFFIDAVIT OF WITNESS.

State of *North Carolina* }  
County of *Ash* } ss.

Before me, the undersigned, a *Justice of the Peace* in and for the County and State  
aforesaid, personally appeared *Samuel Davis* who after being by me duly sworn states  
that *he* is 77 years of age, and a citizen of *Graham* County, and State of *Virginia*  
and that *he* is personally acquainted with *Justin Yates* who is an applicant for  
citizenship in the *Cherokee* Nation, I. T., and affiant further states that the said *Justin*  
*Yates* is the identical person *she* represents *him* self to be in *her* application for citizenship  
in said Nation, and that the said *Justin Yates* is a daughter of  
*Robert R. Phipps* who is a son of *Reuben Phipps*  
who was a daughter of *Margery Hosh*, who was a  
daughter of *Catherine Hart*, who was a daughter  
of *Ned Sizemore*, who was a *Cherokee Indian*  
of the full blood; and is the mother of two minor  
children *Vannoy C. Yates* & *Lollie Yates*

Affiant further states that *he* has known the said *Justin Yates* for the past 20 years  
and knows that *she* is and has been recognized and treated by *her* neighbors, acquaintances and the public  
generally, as a person having *Cherokee* Indian blood; and that the complexion, physical appearance,  
language and manners of the said *Justin Yates* indicate that the said *Justin Yates*  
is of Indian blood. That from the above facts and circumstances and from statements made to *him* by the said  
*Justin Yates* affiant states *he* has every reason to believe, and does believe that the said  
*Justin Yates* is of *Cherokee* Indian blood.  
Affiant further states that *he* has no interest whatever in the prosecution of the claim of the said  
*Justin Yates* to citizenship in the *Cherokee* Nation, I. T., and that *he* is not related  
by blood or marriage to the said *Justin Yates*

Subscribed and sworn to before me this *11* day of *Aug* A. D., 189*6* and I further cer-  
tify that I am well acquainted with the said *Samuel Davis* and know *him* to be a  
person of credibility and of truth and veracity.

My commission expires on the \_\_\_\_\_ day of \_\_\_\_\_, 189*7*.

STATE OF NORTH CAROLINA, }  
ASH COUNTY, }

I, *POINDEXTER BLEVINS*, Clerk of the Superior Court of said county, do certify that *M. C. Hosh*,  
*Hosh*, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a  
Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts  
are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of  
said Court, this *19* day of *August*, 189*6*.

*P. Blevins*  
Clerk Superior Court.

✓

Nation's No. 1764  
Commission's No. 793

In re Application of

*Justin Gates*

**Demurrer and Answer.**

FILED SEPT. 20 1899

A. S. MCKENNON

COM'R

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabanis, and  
A. B. Montgomery, Commissioners.

In the matter of application of  
*John L. Adair*  
for citizenship in the Cherokee Nation.

Nation's No. ....  
Commission's No. ....

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the  
said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy,  
and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant .....  
entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said appli-  
cation, says that.....  
*John L. Adair*

..... through whom the petitioner..... claims to derive..... his right  
to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since  
the removal of said Nation, west to the Indian Territory as at present located and defined; that his name  
does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now  
reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *John L. Adair* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the  
matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the *17th* day of *Sept*, 1896.

*John L. Adair*  
*D. H. Hall*  
NOTARY PUBLIC.

**End**



794

SERVICE AFFIDAVIT.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

I, J. N. BALDWIN, do solemnly swear that on the Fourth day September, 1896, I, in person, delivered to WM. HASTINGS, FRANK J. BOUDINOT and WM. T. HUTCHINGS, Attorneys for the Cherokee Nation, at Tahlequah, I. T., a package which contained a true copy of the application of Wm M Baldwin for Citizenship in the Cherokee Nation, Ind. Ter.,

and of the affidavits of himself, Alfred Price, Wm Price  
Samuel Davis, Wm A Lewis, J. N. Baldwin  
and Elisha Plevins

in support of same, the originals of which are now filed with the Honorable DAWES COMMISSION, at Vinita, Ind. Ter. That affiant has no interest in this matter.

Subscribed and sworn to before me this, the 7 day of September, 1896

J. N. Baldwin  
My Commission Expires Mar 4<sup>th</sup> 1900

W. H. Davis Notary Public

PETITION AND MEMORIAL.  
FOR CHEROKEE INDIAN CITIZENSHIP.

TO The Honorable Com

Your petitioner *Wm M Baldwin* *It is proven that* earnestly and respectfully represents that he is *one*

*Sixteenth* Cherokee Indian by blood, deriving the same from his lineal ancestor, the late  
*Red Sigmon* through *his father William A Baldwin*  
*who was a son of Catherine Caldwell who was a*  
*daughter of Catherine Hart who was a daughter of*  
*Red Sigmon a full blood Cherokee Indian*

Your petitioner therefore submits to your honorable body the above statement of facts as grounds for *his*  
application for Cherokee Indian citizenship as aforesaid in the Cherokee Nation and asks for a full and com-  
plete investigation of *his* claim and if the same is found to be valid and correct as herein stated, that he be  
allowed all the rights, privileges and immunities of other citizens of said Nation.

Petitioner's full name is *Wm M Baldwin*, age *48* years.  
residence *Waynes Co* in the State of *Virginia*, postoffice address *White*  
*Top* County of *Barren*, State of *Pa*, occupation that of a *farmer*  
*am a married man and have four children*  
*to wit Mary A Age 22*  
*Alice S Age 17*  
*George C Age 19*

Attesting witnesses;

Most Respectfully Submitted;

[SEAL]

*Wm M Baldwin* [SEAL]

[SEAL]

State of *North Carolina* ss.

County of *Ashe*

Personally appeared before me, *D M Hart*, a *Justice of the Peace*  
in and for said county in the State aforesaid, *Wm M Baldwin*, the petitioner in the above  
petition for Cherokee Indian citizenship in the Cherokee Nation, Indian Territory, U. S. A., who after being  
duly sworn according to law states that the facts set forth in *his* said petition above are true as stated

therein, this the *7* day of *Aug* 1896.

Attesting witnesses,

*D M Hart* [SEAL]

[SEAL]

Subscribed and sworn to before me, a *Justice of the Peace* as aforesaid, on this *7* day of  
*Aug* 1896, and I do certify that I am personally acquainted with

the said petitioner, and know that he is a credible person and entitled to full faith and credit before any of the  
Courts of the State of *NC*, and that I have no interest directly or indirectly in the pros-  
ecution of *his* said claim for Cherokee Indian citizenship and am not related to *him* by blood or marriage;

*D. M. Hart* J.P.

CERTIFICATE

I, POINDEXTER BLEVINS, Clerk of the Superior Court of said county, do certify that *D. M.*  
*Hart*, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a  
Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts  
are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of  
said Court, this *19* day of *August* 1896.

*P Blevins*  
Clerk Superior Court.

In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T,

State of North Carolina, } ss:  
County of Ashe,

On this 19th, day of August A. D. 1896, personally appeared before the undersigned Justice of the Peace in and for the county of Ashe in the State aforesaid, Alfred Price, aged 70 years, whose postoffice address is Crumpler, Ashe county, N. C., and states that some sixty years ago he personally knew one Ned Sizemore who then lived in Ashe county, North Carolina, and who was a Cherokee Indian of the full blood, having come several years prior to that time from the Cherokee reservation and settled in Ashe county, N. C., that said Ned Sizemore had the appearance of being a full blood Indian, and was so treated and regarded by his neighbors and acquaintances; that said Sizemore died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen who was the father of Lyddia Sizemore who married James Blevins and who was the mother of James, Eli, George, Wells Blevins from whom have sprung a number of the present claimants; that Catharine was the name of a daughter of said Ned Sizemore who married one James Hart and who had several sons and daughters, Margery who married Robert Hash, George Hart who was the father of Margery Peak and Cornelia Peak and Grubb Hart; said Ned Sizemore also had other sons and daughters and said Catharine Hart was the mother of Catharine Caldwell who was the mother of Nancy Caldwell and William D. Baldwin; that said Catharine Hart was the mother also of Ned Hart, Morris Hart and others.

Affiant states these facts from his own personal knowledge and observation. Given this Aug. the 19th, 1896.

[Signed]

his  
ALFRED x PRICE.  
mark.

Subscribed and sworn to before me this 19th day of August, 1896, and I certify that the contents of the foregoing affidavit were fully made known to affiant before signing and swearing, and that said Alfred Price is a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed]

L. HURLEY, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.

Official character and genuineness of signature of Justice certified by Clerk of court under seal of court.)



In the matter of the claim of the descend-  
ants of Ned Sizemore to citizenship in the  
Cherokee Nation, I. T.

STATE OF NORTH CAROLINA, }  
County of Ashe } ss,

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared William Price, aged 86 years, a resident of Ashe county, State of North Carolina, whose postoffice address is Weaversford, N. C., who after being duly sworn states that he was born and raised in Ashe county, N. C., and that some sixty or seventy years ago he well knew one Ned Sizemore who was a full blood Cherokee Indian and made his home at that time on the waters of Cranberry Creek, in Ashe county, N. C.; that said Sizemore had come from the home of the Cherokee tribe in Western N. C., or Ga., some several years prior to the time affiant first knew; that he often went back to where said tribe was located after affiant first knew him but finally made his home in Ashe county, N. C., where he subsequently died; that said Sizemore had a numerous family of sons and daughters, two of whom, Owen Sizemore, a son and Catharine Sizemore, a daughter affiant well and personally knew; that said Owen Sizemore had a daughter, Lyddia who married one James Blevins, and lived in Ashe county, N. C.; that said James and Lyddia Blevins had several sons and daughters from whom have descended a number of the present claimants; that said Catharine Sizemore, a daughter of said Ned Sizemore married one James Hart, and had numerous sons and daughters among whom were Catharine who married one Baldwin and subsequently married one Caldwell, and Margery who married Robert Hash, and settled in Grayson Co., Va., near the Va., and N. C. State line, Ned Hart, who settled in Ashe county N. C., from whom have descended a number of the present claimants. Affiant further states that said Ned Sizemore had every appearance of being a full blood Indian; that he claimed to be a member of the Cherokee tribe and was so recognized by the said Cherokee tribe and members thereof; that he was recognized and treated by his neighbors and acquaintances in Ashe county, N. C., and Grayson county, Va., as a full blood Indian.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

Given under my hand this 11th day of August, A. D. 1896.

Attest  
J. H. BARTON, [Signed] his  
WILLIAM x PRICE  
mark.

Sworn to and subscribed before me this 11th day of August, A. D. 1896, and I further certify that I am well acquainted with the said William Price and know him to be a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed] M. C. HASH, J. P.  
(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)

In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T,

STATE OF NORTH CAROLINA, }  
County of Ashe } ss,

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared Samuel Davis, who after being duly sworn, states that he is seventy-seven years of age, a resident of Grayson county, Va., whose postoffice address is Grassy Creek, Ashe county, N. C.; that he has lived in Grayson county, Va., all his life; that about sixty years ago, he well and personally knew one Ned Sizemore, who was a Cherokee Indian of the full blood then living in Ashe county, N. C.; that said Sizemore, prior to that time had come from the Cherokee tribe in western North Carolina, or Georgia; that said Sizemore had the appearance of a full blood Indian and was so treated and recognized by his neighbors and acquaintances; that he made frequent visits to the home of said tribe after said first knew him; that he died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen Sizemore, had a daughter Lyddia who married James Blevins and another daughter who married one Stamper, from whom have descended a number of these claimants; and that said Ned Sizemore had one daughter Catharine who married one James Hart; that said James and Catharine Hart had sons, Ned and George among others, and Catharine who afterwards married one Baldwin and subsequently one Caldwell, and Margery who married one Robert Hash and settled in Grayson county, Va., near the N.

C., and Va. State line and near the home of affiant; that he often saw said Ned Sizemore at the home of the said Margery Hash, his grand-daughter, and remembers to have seen him there once with a pet bear following him; and that said Ned Sizemore could speak English only very imperfectly.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of said Ned Sizemore's descendants to citizenship in the Cherokee Nation, I. T.

Given under my hand this 10th day of August, A. D. 1896.

[Signed] SAMUEL DAVIS.

Sworn to and subscribed before me this 10th day of August, A. D. 1896, and I certify that I am well acquainted with said Samuel Davis and know him to be entitled to full faith and credit and a truthful person.

[Signed] M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)

GENERAL AFFIDAVIT.

IN THE MATTER OF CLAIM.

Of John R. Baldwin To Cherokee Indian Citizenship.

AFFIDAVIT OF

STATE OF North Carolina  
COUNTY OF Ashe } ss.

On this, the 7 day of Aug, A. D., 1896, personally before me, D. M. Hart, a Justice of the Peace in and for the county aforesaid, duly authorized to administer oaths, appeared John R. Baldwin, aged 48 years, a resident of Conway county, and State of N.C. whose postoffice is White Top, who after being duly sworn according to law, says that he is 1/16 Indian by blood and a claimant for Cherokee Indian citizenship. Affiant further says on oath that he derives his Indian blood from his ancestor the late Paul Wiggon a full blood Cherokee Indian

and is a direct lineal descendant of the Wiggon family, whose name he believes appears upon the census rolls, that were taken by the United States government, by blood, of the Cherokee tribe of Indians. Affiant further says that he believes the said Wiggon family to be of Cherokee Indian blood, and were members of the Cherokee tribe of Indians.

Affiant further says he has been taught and has heard from his earliest youth that he is a descendant of a Cherokee Indian family and that affiant has been recognized and treated by his neighbors and the public generally as a person of Cherokee Indian blood and that from his complexion and physical appearance he has every reason to believe and does believe that he is 1/16 Indian blood and is an admixture of Cherokee and Cherokee and at least one 1/16 Indian by blood.

Affiant further says the above statements are true to the best of his knowledge and belief.

John R. Baldwin  
Subscribed and sworn to before me, this 7 day of Aug, A. D., 1896, and I further certify that the foregoing affidavit was read to affiant in my presence. That said affiant is to me personally known (or has been satisfactorily identified before me) and I verily believe him to be a credible person.

D. M. Hart, J.P.



In the Matter of the Claim of the Descendants of Ned Sizemore to  
Citizenship in the Cherokee Nation, I. T.:

INDIAN TERRITORY, } ss.  
Cherokee Nation. }

On this, the 2nd day of September, A. D., 1896, personally appeared before me, the undersigned Notary Public, within and for the Northern District of the Indian Territory, William A. Lewis, aged seventy-nine years, whose postoffice address is Ft. Gibson, Cherokee Nation, I. T., who, after being first duly sworn, deposes and says: That he is a Cherokee by birth and came to the Indian Territory with the Cherokee tribe on its migration from the east, that he was well acquainted with the majority of the members of said tribe who so migrated as well as of those who remained in the east; that he was well and personally acquainted with one Ned Sizemore, in North Carolina, old Cherokee Nation, and knows that he was always recognized and treated as a Cherokee Indian, and from the appearance of said Sizemore and his acquaintance with him, affiant knows him to have been a Cherokee Indian by blood and of the full blood; that he knew said Sizemore from about the year 1822, in North Carolina, and believes that said Sizemore was enrolled in the Cherokee enrollment of about that date, and again in the Wafford enrollment.

Affiant further states that he knew one James Hart, whom he believes to have been so enrolled and who married Catharine, the daughter of said Ned Sizemore, and affiant also remembers that said Ned Sizemore had a son by name of Owen and also another son by name of George. Affiant further states that said Ned Sizemore and his family, on the migration of the Cherokees to the Indian Territory, remained in North Carolina and from the best of his information he believes that said Ned Sizemore afterwards settled, lived and died in Ashe County, North Carolina.

Affiant states these facts from his own personal knowledge. Affiant states that he was born and partially reared a near neighbor to the Sizemore and Hart families, and was familiar with them, in school and as playmates and associates.

Given under my hand and seal this the day and date first above written. *W. A. Lewis* [SEAL]

Subscribed and sworn to before me this, the 2nd day of Sept., 1896. *W. A. Lewis*, Notary Public.

My commission expires *Mar 7 1900*

## Affidavit of Witness.

INDIAN TERRITORY, } ss.  
Cherokee Nation. }

Before me, the undersigned Notary Public in and for the Northern District of the Indian Territory, personally appeared J. M. Baldwin, who after being by me duly sworn states that he is 36 years of age and a resident of Ashe County, and State of North Carolina, whose postoffice address is Ashe, in said County, and that he is personally acquainted with J. M. Baldwin, who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant further states that the said J. M. Baldwin is the identical person he represents him self to be in his application for citizenship in said Nation, and that he has known the said applicant for the past 20 years and knows that he is and has been recognized and treated by his neighbors, acquaintances and the public generally, as a person having Cherokee blood; and that the complexion, physical appearance, language and manners of the said applicant indicate that he is of Cherokee blood. That from above facts and circumstances and from statements made to him by the said applicant affiant states he has every reason to believe and does believe that the said applicant is of Cherokee Indian blood.

Subscribed and sworn to before me J. M. Baldwin day of September, A. D., 1898.  
J. M. Baldwin, Notary Public.

My Commission expires, March 7, 1900.

1794.  
to } ~~Whitely & Baldwin~~  
claimant  
to Cherokee Indians  
citizenship

Do White Top, Va.

Repealed

(Singer's family)

Filed Sept 7-1894  
A.S. McKinnon  
Comm

John Baldwin  
Silas Creek  
ME

State of N.C.  
Ashe Co

Deposition of Witness  
Before the undersigned  
W H Blewins J. C.

I, and for the County  
of Ashe and State of N.C. Personally appeared  
Elisha Blewins who makes affidavit and who  
states on oath that he is 94 years old and  
a citizen of Ashe County N.C. that he is personally  
~~acquainted~~ with William M Baldwin who is  
an applicant for citizenship in the Cherokee Nation  
S.T. and that he knows from his own personal  
knowledge that he is the identical person he  
represents himself to be. That the said William M  
Baldwin is a son of William S Baldwin who  
was a son of Catharine Colwell whose maiden  
name was Catharine Hart a daughter of James  
and Catherine Hart whose maiden name was  
Catherine Sigmore a daughter of Ned Sigmore  
a whole blood Cherokee Indian. Affiant further  
states on oath that he has known the said William M  
Baldwin for the last thirty five years that during  
that time he was intimately acquainted with William  
S Baldwin his father and knows that they were  
known recognized and treated by their neighbors and  
the public generally as persons of Cherokee blood.  
That the said Ned Sigmore emigrated from the  
Cherokee Nation N.C. and settled in Ashe  
County N.C. That the complexion physical appearance  
language and manners of the said William M  
Baldwin indicates that he is of Cherokee Indian



Blood And that he is so known, recognized and treated by his neighbors and the public generally and from these facts and circumstances and from statements made by the said William M Baldwin and ancestors affiant for every reason to believe and doth verily believe from his own personal knowledge and information from the said William M Baldwin and his ancestors and others that the said William M Baldwin is of Cherokee Indian blood Affiant further states on oath that he has no interest directly or indirectly in the prosecution of the claim of the said William M Baldwin to citizenship in the Cherokee Nation I.T. and is not related by either by blood or marriage to the said William M Baldwin and he derived his Indian blood from Ned Sijemore a whole blood Cherokee Indian, and said William M Baldwin is of Indian and white descent. Elisha <sup>his</sup> Blevins <sub>(mark)</sub>

Subscribed and sworn to before me this the 25<sup>th</sup> day of October 1888 And I further Certify that I am well acquainted with the said Elisha Blevins and know him to be a person of Credability and of truth and veracity and that I have no interest directly or indirectly in the prosecution of the claim of the said William M Baldwin to citizenship in the Cherokee Nation I.T.  
W. Blevins J. D.

STATE OF NORTH CAROLINA, } ss.  
ASHE COUNTY,

I, POINDEXTER BLEVINS, Clerk of the Superior Court of said county, do certify that ..... W. H. ....  
..... Blevins, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a  
Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts  
are entitled to full faith and credit, and that the signature thereto is genuine. Witness, my hand and seal of  
said Court, this 19<sup>th</sup> day of August 1896.

P. Blevins  
Clerk Superior Court.

**End**

795



SERVICE AFFIDAVIT.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

I, J. N. BALDWIN, do solemnly swear that on the Fourth day September, 1896, I, in person, delivered to WM. HASTINGS, FRANK J. BOUDINOT and WM. T. HUTCHINGS, Attorneys for the Cherokee Nation, at Tahlequah, I. T., a package which contained a true copy of the application of

*John Hash*

for Citizenship in the Cherokee Nation, Ind. Ter.,

and of the affidavits of

*himself Samuel Davis Alfred Price  
Wm Price Wm A. Lewis J. H. Barton*

in support of same, the originals of which are now filed with the Honorable DAWES COMMISSION, at Vinita, Ind. Ter. That affiant has no interest in this matter.

*J. N. Baldwin*

Subscribed and sworn to before me this, the 7 day of September, 1896.

*W. H. Dobbins Notary Public*

*My Commission Expires Mar 7 1897*

Claim

To { John Hark  
3 Claimant

Cherokee Indian Citizenship

PETITION AND MEMORIAL  
FOR CHEROKEE INDIAN CITIZENSHIP.

TO The Hon. Dawes Commission

Your petitioner, John Hark, earnestly and respectfully represents that he is One

Sixteenth Cherokee Indian by blood, deriving the same from his lineal ancestor, the late

Ned Sizemore through his father John Hark, who was son of  
Robert and Mary Hark, the latter of whom was a daughter  
of James and Catharine Hart, the latter of whom was a  
daughter of said Ned Sizemore who was a Cherokee Indian  
of the full blood

Your petitioner therefore submits to your honorable body the above statement of facts as grounds for his  
application for Cherokee Indian citizenship as aforesaid in the Cherokee Nation and asks for a full and com-  
plete investigation of his claim and if the same is found to be valid and correct as herein stated, that he be  
allowed all the rights, privileges and immunities of other citizens of said Nation.

Petitioner's full name is John Hark, age 27 years,  
residence Asheville, in the State of North Carolina, postoffice address Weaver's  
County of Ashe, State of North Carolina, occupation that of a farmer.

Attesting witnesses,

J. H. Barton [SEAL]  
A. L. Pugh [SEAL]  
State of North Carolina } ss.  
County of Ashe }

Most Respectfully Submitted,

John Hark [SEAL]  
work

Personally appeared before me, M. C. Hark, a Justice of the Peace  
in and for said county in the State aforesaid, John Hark, the petitioner in the above  
petition for Cherokee Indian citizenship in the Cherokee Nation, Indian Territory, U. S. A., who after being  
duly sworn according to law states that the facts set forth in his said petition above are true as stated  
therein, this the 13<sup>th</sup> day of July 1896.

Attesting witnesses,  
J. H. Barton [SEAL]  
A. L. Pugh [SEAL]

Subscribed and sworn to before me, a Justice of the Peace as aforesaid, on this 13<sup>th</sup> day of  
July 1896, and I do certify that I am personally acquainted with  
the said petitioner, and know that he is a credible person and entitled to full faith and credit before any of the  
Courts of the State of North Carolina, and that I have no interest directly or indirectly in the pros-  
ecution of his said claim for Cherokee Indian citizenship and am not related to him by blood or marriage.

STATE OF NORTH CAROLINA, } ss.  
ASHE COUNTY.

I, POINDEXTER BLEVINS, Clerk of the Superior Court of said county, do certify that M. C.  
Hark, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a  
Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts  
are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of  
said Court, this 19<sup>th</sup> day of August 1896.

P. Blevins  
Clerk Superior Court.

GENERAL AFFIDAVIT.

IN THE MATTER OF CLAIM.

Of *John Nash* ..... To Cherokee Indian Citizenship.

AFFIDAVIT OF *Claimant*

State of *North Carolina* }  
County of *Ashe* } ss.

On this, the *13<sup>th</sup>* day of *July* A. D., 189*6*, personally before me, *M. C. Nash*

a Justice of the Peace in and for the county aforesaid, duly authorized to administer oaths, appeared *John Nash*, aged *17* years, a resident of *Ashe*

County, and State of *North Carolina*, whose postoffice is *Womansford* who after

being duly sworn according to law, says that he is *one sixteenth* ~~Cherokee~~ Indian by *blood* and

a claimant for *Cherokee* Indian citizenship. Affiant further says on oath. *That he denies*

*his Indian blood from his ancestor, the late Ned Sigemore as set forth in his Petition and Memorial*

and is a direct lineal descendant of the *Sigemore* family, whose name he believes appears upon the census rolls, that were taken by the United States government, by blood, of the Cherokee tribe of Indians. Affiant further says that he believes the said *Sigemore family* to be of Cherokee Indian blood, and were members of the *Cherokee* tribe of Indians.

Affiant further says he has been taught and has heard from his earliest youth that he is a descendant of a *Cherokee* Indian family and that affiant has been recognized and treated by his neighbors and the public generally as a person of *Cherokee* Indian blood and that from his complexion and physical appearance he has every reason to believe and does believe that he is of *Cherokee* Indian blood and is an admixture of *white* and Cherokee and at least one *sixteenth* Indian by blood.

Affiant further says the above statements are true to the best of his knowledge and belief:

*J. H. Baster*  
*A. L. Baster*

Subscribed and sworn to before me, this *13<sup>th</sup>* day of *July*  
A. D., 189*6*, and I further certify that the foregoing affidavit was read to affiant in my presence. That said affiant is to me personally known (or has been satisfactorily identified before me) and I verily believe him to be a credible person.

*M. C. Nash J. O.*



In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

STATE OF NORTH CAROLINA, } ss,  
County of Ashe

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared Samuel Davis, who after being duly sworn, states that he is seventy-seven years of age, a resident of Grayson county, Va., whose postoffice address is Grassy Creek, Ashe county, N. C.; that he has lived in Grayson county, Va., all his life; that about sixty years ago, he well and personally knew one Ned Sizemore, who was a Cherokee Indian of the full blood then living in Ashe county, N. C.; that said Sizemore, prior to that time had come from the Cherokee tribe in western North Carolina, or Georgia; that said Sizemore had the appearance of a full blood Indian and was so treated and recognized by his neighbors and acquaintances; that he made frequent visits to the home of said tribe after affiant first knew him; that he died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen Sizemore, had a daughter Lyddia who married James Blevins and another daughter who married one Stamper, from whom have descended a number of these claimants; and that said Ned Sizemore had one daughter Catharine who married one James Hart; that said James and Catharine Hart had sons, Ned and George among others, and Catharine who afterwards married one Baldwin and subsequently one Caldwell, and Margery who married one Robert Hash and settled in Grayson county, Va., near the N.

C., and Va. State line and near the home of affiant; that he often saw said Ned Sizemore at the home of the said Margery Hash, his grand-daughter, and remembers to have seen him there once with a pet bear following him; and that said Ned Sizemore could speak English only very imperfectly.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of said Ned Sizemore's descendants to citizenship in the Cherokee Nation, I. T.

Given under my hand this 10th day of August, A. D. 1896,

[Signed]

SAMUEL DAVIS.

Sworn to and subscribed before me this 10th day of August, A. D. 1896, and I certify that I am well acquainted with said Samuel Davis and know him to be entitled to full faith and credit and a truthful person.

[Signed]

M. C. HARRIS, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelie Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)

In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T,

State of North Carolina, { ss:  
County of Ashe,

On this 19th, day of August A. D. 1896, personally appeared before the undersigned Justice of the Peace in and for the county of Ashe in the State aforesaid, Alfred Price, aged 76 years, whose postoffice address is Crumpler, Ashe county, N. C., and states that some sixty years ago he personally knew one Ned Sizemore who then lived in Ashe county, North Carolina, and who was a Cherokee Indian of the full blood, having come several years prior to that time from the Cherokee reservation and settled in Ashe county, N. C., that said Ned Sizemore had the appearance of being a full blood Indian, and was so treated and regarded by his neighbors and acquaintances; that said Sizemore died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen who was the father of Lyddia Sizemore who married James Blevins and who was the mother of James, Eli, George, Wells Blevins from whom have sprung a number of the present claimants; that Catharine was the name of a daughter of said Ned Sizemore who married one James Hart and who had several sons and daughters, Margery who married Robert Hash, George Hart who was the father of Margery Peak and Cornelia Peak and Grubb Hart; said Ned Sizemore also had other sons and daughters and said Catharine Hart was the mother of Catharine Caldwell who was the mother of Nancy Caldwell and William D. Baldwin; that said Catharine Hart was the mother also of Ned Hart, Morris Hart and others.

Affiant states these facts from his own personal knowledge and observation. Given this Aug. the 19th, 1896.

[Signed] his  
ALFRED x PRICE.  
mark.

Subscribed and sworn to before me this 19th day of August, 1896, that the contents of the foregoing affidavit were fully made and true to the best of my knowledge and belief, and that said Alfred Price is a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed] L. HURLY, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.

Official character and genuineness of signature of Justice certified by Clerk of court under seal of court.)

In the matter of the claim of the descendants  
of Ned Sizemore to citizenship in the  
Cherokee Nation, I. T.

STATE OF NORTH CAROLINA, }  
County of Ashe } ss,

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared William Price, aged 86 years, a resident of Ashe county, State of North Carolina, whose postoffice address is Weaversford, N. C., who after being duly sworn states that he was born and raised in Ashe county, N. C., and that some sixty or seventy years ago he well knew one Ned Sizemore who was a full blood Cherokee Indian and made his home at that time on the waters of Cranberry Creek, in Ashe county, N. C.; that said Sizemore had come from the home of the Cherokee tribe in Western N. C., or Ga., some several years prior to the time affiant first knew; that he often went back to where said tribe was located after affiant first knew him but finally made his home in Ashe county, N. C., where he subsequently died; that said Sizemore had a numerous family of sons and daughters, two of whom, Owen Sizemore, a son and Catharine Sizemore, a daughter affiant well and personally knew; that said Owen Sizemore had a daughter, Lyddia who married one James Blevins, and lived in Ashe county, N. C.; that said James and Lyddia Blevins had several sons and daughters from whom have descended a number of the present claimants; that said Catharine Sizemore, a daughter of said Ned Sizemore married one James Hart, and had numerous sons and daughters among whom were Catharine who married one Baldwin and subsequently married one Caldwell, and Margery who married Robert Hash, and settled in Grayson Co., Va., near the Va., and N. C. State line, Ned Hart, who settled in Ashe county N. C., from whom have descended a number of the present claimants. Affiant further states that said Ned Sizemore had every appearance of being a full blood Indian; that he claimed to be a member of the Cherokee tribe and was so recognized by the said Cherokee tribe and members thereof; that he was recognized and treated by his neighbors and acquaintances in Ashe county, N. C., and Grayson county, Va., as a full blood Indian.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

Given under my hand this 11th day of August, A. D. 1896.

Attest  
J. H. BARTON, [Signed] WILLIAM x PRICE.  
his mark.

Sworn to and subscribed before me this 11th day of August, A. D. 1896, and I further certify that I am well acquainted with the said William Price and know him to be a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed] M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelie Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)



In the Matter of the Claim of the Descendants of Ned Sizemore to  
Citizenship in the Cherokee Nation, I. T.:

INDIAN TERRITORY, } ss.  
Cherokee Nation.

On this, the 2nd day of September, A. D., 1896, personally ap-  
peared before me, the undersigned Notary Public, within and for the  
Northern District of the Indian Territory, William A. Lewis, aged  
seventy-nine years, whose postoffice address is Ft. Gibson, Cherokee  
Nation, I. T., who, after being first duly sworn, deposes and says:  
That he is a Cherokee by birth and came to the Indian Territory with  
the Cherokee tribe on its migration from the east, that he was well  
acquainted with the majority of the members of said tribe who so  
migrated as well as of those who remained in the east; that he  
was well and personally acquainted with one Ned Sizemore, in  
the old Cherokee Nation, and knows that he was al-  
ways recognized and treated as a Cherokee Indian, and from the  
appearance of said Sizemore and his acquaintance with him, affi-  
ant knows him to have been a Cherokee Indian by blood and of  
the full blood; that he knew said Sizemore from about the year  
1822, in North Carolina, and believes that said Sizemore was en-  
rolled in the Cherokee enrollment of about that date, and again in  
the Wafford enrollment.

Affiant further states that he knew one James Hart, whom he be-  
lieves to have been so enrolled and who married Catharine, the daughter  
of said Ned Sizemore, and affiant also remembers that said Ned Size-  
more had a son by name of Owen and also another son by name of  
George. Affiant further states that said Ned Sizemore and his family,  
on the migration of the Cherokees to the Indian Territory, remained  
in North Carolina and from the best of his information he believes  
that said Ned Sizemore afterwards settled, lived and died in Ashe  
County, North Carolina.

Affiant states these facts from his own personal knowledge. Af-  
fiant states that he was born and partially reared a near neighbor to  
the Sizemore and Hart families, and was familiar with them, in school  
and as playmates and associates.

Given under my hand and seal this the day and date first above  
written. *W. A. Lewis* [SEAL]

Subscribed and sworn to before me this, the 2nd day of Sept.,  
1896. *W. A. Lewis*, Notary Public.

My commission expires *Mar 17* 1900, 189...

## Affidavit of Witness.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

Before me, the undersigned Notary Public in and for the Northern District of the Indian Territory, personally appeared J. G. Barton, who after being by me duly sworn states that he is 55 years of age, and a resident of Ashe County, and State of North Carolina, whose postoffice address is Waverly, in said county, and that he is personally acquainted with John Hask, who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant further states that the said John Hask is the identical person he represents himself to be has application for citizenship in said Nation, and that he has known the said applicant for the past 10 years and knows that he is and has been recognized and treated by his neighbors, acquaintances and the public generally, as a person having Cherokee blood; and that the complexion, physical appearance, language and manners of the said applicant indicate that he is of Cherokee blood. That from above facts and circumstances and from statements made to him by the said applicant affiant states he has every reason to believe and does believe that the said applicant is of Cherokee Indian blood.

Subscribed and sworn to before me, this 7th day of September, A. D., 1896.  
J. G. Barton  
M. B. Davis Notary Public.

My Commission expires, March 7, 1900.

V.

No. 9012 743-

IN THE MATTER OF

John Hark

Claim to Citizenship in Cherokee

Nation, I. T.

Po. Weaverville N.C.

Rejection  
(Sageston family)

Filed Sept 7-1892

A S McKeunon  
Comm

John Baldwin  
Silas Creek  
N.C.

# AFFIDAVIT OF WITNESS.

STATE OF *North Carolina* } ss.  
COUNTY OF *Dobson*

Before me, the undersigned, a *Justice of the Peace* in and for the County and State aforesaid, personally appeared *Samuel Davis*, who after being by me duly sworn states that he is *77* years of age, and a citizen of *Grayson* County, and State of *Virginia* and that he is personally acquainted with *John Hark*, who is an applicant for citizenship in the *Cherokee* Nation, I. T., and affiant further states that the said *John Hark* is the identical person he represents himself to be in his application for citizenship in said Nation, and that the said *John Hark* is a son of *John Hark*, who was a son of *Margery Hark* who was a daughter of *Catherine Hart* who was a daughter of *Ned Sojimon* who was a *Cherokee Indian* of the full blood

further states that he has known the said *John Hark* for the past *17* years and knows that he is and has been recognized and treated by his neighbors, acquaintances and the public as a person having *Cherokee* Indian blood; and that the complexion, physical appearance, age and manners of the said *John Hark* indicate that the said *John Hark* is of *Cherokee* Indian blood. That from the above facts and circumstances and from statements made to him by the said *John Hark* affiant states he has every reason to believe and does believe that the said *John Hark* is of *Cherokee* Indian blood.

He further states that he has no interest whatever in the prosecution of the claim of the said *John Hark* to citizenship in the *Cherokee* Nation, I. T., and that he is not related by blood or marriage to the said *John Hark*

Attest,

Subscribed and sworn to before me, this *11* day of *Aug.* A. D. 189*6*, and I further certify that I am well acquainted with the said *Samuel Davis* and know him to be a person of credibility and of truth and veracity.

My commission expires on the \_\_\_\_\_ day of \_\_\_\_\_ 189*6*.

*W. C. Hark* J. P.

STATE OF NORTH CAROLINA, } ss.  
*Ashe County*

I, *P. Blevins*, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of said Court, this *12* day of *August*, 189*6*.

*P. Blevins*  
Clerk Superior Court.



**End**

796

SERVICE AFFIDAVIT.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

I, J. N. BALDWIN, do solemnly swear that on the Fourth day September, 1896, I, in person, delivered to WM. HASTINGS, FRANK J. BOUDINOT and WM. T. HUTCHINGS, Attorneys for the Cherokee Nation, at Tahlequah, I. T., a package which contained a true copy of the application of Martha L. Leman for Citizenship in the Cherokee Nation, Ind. Ter.,

and of the affidavits of her self, Samuel Davis, Alfred Price  
Wm Price Wm. A. Lewis and J. H. Barton

in support of same, the originals of which are now filed with the Honorable DAWES COMMISSION, at Vinita, Ind. Ter. That affiant has no interest in this matter.

Subscribed and sworn to before me this, the seventh day of September, 1896.

J. N. Baldwin  
H. H. Noble Notary Public

My Commission Expires Mar 7 1900

Name

Thaptha Tetima

Clement

Herotter Indian

Ship



GENERAL AFFIDAVIT.  
IN THE MATTER OF CLAIM

*Martha Testiman* To Cherokee Indian Citizenship.

AFFIDAVIT OF *Claimant*

STATE OF *North Carolina* }  
COUNTY OF *Sher* } ss.

On this, the *17* day of *Aug.*, A. D., 189*6*, personally before me *W. C. Hark*, a Justice of the Peace in and for the county aforesaid, duly authorized to administer oaths, appeared *Martha Testiman*, aged *20* years, a resident of *Haystack* county, and State of *Virginia*, whose postoffice is *Major VA*, who after being duly sworn according to law, says that *she* is *one-half, second* Indian by *blood* and a claimant for *Cherokee* Indian citizenship. Affiant further says on oath *that she denies her Indian blood from her ancestor, the late Ned Squire a full blood Cherokee Indian as set out in her Petition and Memorial*

and is a direct lineal descendant of the *Squire* family, whose name *she* believes appears upon the census rolls, that were taken by the United States government, by blood, of the Cherokee tribe of Indians. Affiant further says that *she* believes the said *Squire family* to be of Cherokee Indian blood, and were members of the *Cherokee* tribe of Indians.

Affiant further says *she* has been taught and has heard from her earliest youth that *she* is a descendant of a *Cherokee* Indian family and that affiant has been recognized and treated by her neighbors and the public generally as a person of *Cherokee* Indian blood and that from her complexion and physical appearance *she* has every reason to believe and does believe that *she* is of *Cherokee* Indian blood and Cherokee and at least one *half - second* Indian by blood.

*she* says the above statements are true to the best of her knowledge and belief.

*Martha Testiman*  
Subscribed and sworn to before me, this *17* day of *Aug.*  
A. D. 189*6*, and I further certify that the foregoing affidavit was read to affiant in my presence. That said affiant is to me personally known (or has been satisfactorily identified before me) and I verily believe her to be a credible person.

*W. C. Hark J. P.*

PETITION AND MEMORIAL.  
FOR CHEROKEE INDIAN CITIZENSHIP.

TO The Hon. Dawes Commission:

Your petitioner, *Martha Testerman*, earnestly and respectfully represents that, he is *one*  
*third second* Cherokee Indian by blood, deriving the same from his lineal ancestor, the late  
*Ned Squire*, through his mother *Callamie Testerman*,  
who was a daughter of *Willie Spence*, who was a  
daughter of *Mokey Hark* who was a daughter of  
*Callamie Hart* who was a daughter of said *Ned*  
*Squire* who was a Cherokee Indian of the  
full blood

Your petitioner, therefore, submits to your honorable body the above statement of facts as grounds for his  
application for Cherokee Indian Citizenship as aforesaid in the Cherokee Nation and asks for full and complete  
investigation of his claim and if the same is found to be valid and correct as herein stated, that he be allowed  
all the rights, privileges and immunities of other citizens of said Nation.

Petitioner's full name is *Martha Testerman*, age *forty* years,  
residence *Haydon, Va.*, in the State of *Virginia*, postoffice address *Major*  
County of *Haydon* State of *Virginia* occupation that of a  
*housewife*

Attesting witnesses,

Most Respectfully Submitted,

.....[SEAL.]  
.....[SEAL.]

*Martha Testerman* [SEAL]

STATE OF *North Carolina* } ss.  
COUNTY OF *Ashe*

Personally appeared before me, *M. C. Hark*, a Justice of the Peace  
in and for said county in the State aforesaid, *Martha Testerman*, the petitioner in the above  
petition for Cherokee Indian citizenship in the Cherokee Nation, Indian Territory, U. S. A., who after being  
duly sworn according to law states that the facts set forth in her said petition above are true as stated therein,  
this the *17* day of *August* 1896.

*Martha Testerman* [SEAL]

[SEAL]

[SEAL]

Subscribed and sworn to before me, a Justice of the Peace as aforesaid, on this *17* day of  
*Aug.* 1896, and I do certify that I am personally acquainted with *Martha Testerman*  
the said petitioner, and know that he is a credible person and entitled to full faith and credit before any of  
the Courts of the State of *North Carolina*, and that I have no interest directly or indirectly in the  
prosecution of her said claim for Cherokee Indian citizenship and am not related to her by blood or marriage.

*M. C. Hark* J. P.

STATE OF NORTH CAROLINA, } ss.  
ASHE COUNTY.

I, *POINDEXTER BLEVINS*, Clerk of the Superior Court of said county, do certify that *M. C. Hark*  
*Hark*, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a  
Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts  
are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of  
said Court, this *12* day of *August*, 1896.

*P. Blevins*  
Clerk Superior Court.

In the matter of the claim of the descend-  
ants of Ned Sizemore to citizenship in the  
Cherokee Nation, I. T,

STATE OF NORTH CAROLINA, } ss,  
County of Ashe

Before me, the undersigned Justice of the Peace, in and for the coun-  
ty of Ashe, in the State aforesaid, personally appeared Samuel Davis, who  
after being duly sworn, states that he is seventy-seven years of age, a resi-  
dent of Grayson county, Va., whose postoffice address is Grassy Creek,  
Ashe county, N. C.; that he has lived in Grayson county, Va., all his life;  
that about sixty years ago, he well and personally knew one Ned Sizemore,  
who was a Cherokee Indian of the full blood then living in Ashe county,  
county, N. C.; that said Sizemore, prior to that time had come from the  
Cherokee tribe in western North Carolina, or Georgia; that said Sizemore  
had the appearance of a full blood Indian and was so treated and recogniz-  
ed by his neighbors and acquaintances; that he made frequent visits to the  
home of said tribe after affiant first knew him; that he died in Ashe coun-  
ty, N. C., and had a numerous family of sons and daughters, one son Owen  
Sizemore, had a daughter Lyddia who married James Blevins and another  
daughter who married one Stamper, from whom have descended a number  
of these claimants; and that said Ned Sizemore had one daughter Cath-  
arine who married one James Hart; that said James and Catharine Hart  
had sons, Ned and George among others, and Catharine who afterwards  
married one Baldwin and subsequently one Caldwell, and Margery who  
married one Robert Hash and settled in Grayson county, Va., near the N.

C., and Va. State line and near the home of affiant; that he often saw said Ned Sizemore at the home of the said Margery Hash, his grand-daughter, and remembers to have seen him there once with a pet bear following him; and that said Ned Sizemore could speak English only very imperfectly.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of said Ned Sizemore's descendants to citizenship in the Cherokee Nation, I. T.

Given under my hand this 10th day of August, A. D. 1896.

[Signed] SAMUEL DAVIS.

Sworn to and subscribed before me this 10th day of August, A. D. 1896, and I certify that I am well acquainted with said Samuel Davis and know him to be entitled to full faith and credit and a truthful person.

[Signed] M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelle Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)



In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T,

State of North Carolina, } ss:  
County of Ashe,

On this 19th, day of August A. D. 1896, personally appeared before the undersigned Justice of the Peace in and for the county of Ashe in the State aforesaid, Alfred Price, aged 76 years, whose postoffice address is Crumpler, Ashe county, N. C., and states that some sixty years ago he personally knew one Ned Sizemore who then lived in Ashe county, North Carolina, and who was a Cherokee Indian of the full blood, having come several years prior to that time from the Cherokee reservation and settled in Ashe county, N. C., that said Ned Sizemore had the appearance of being a full blood Indian, and was so treated and regarded by his neighbors and acquaintances; that said Sizemore died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen who was the father of Lyddia Sizemore who married James Blevines and who was the mother of James, Eli, George, Wells Blevins from whom have sprung a number of the present claimants; that Catharine was the name of a daughter of said Ned Sizemore who married one James Hart and who had several sons and daughters, Margery who married Robert Hash, George Hart who was the father of Margery Peak and Cornelia Peak and Grubb Hart; said Ned Sizemore also had other sons and daughters and said Catharine Hart was the mother of Catharine Caldwell who was the mother of Nancy Caldwell and William D. Baldwin; that said Catharine Hart was the mother also of Ned Hart, Morris Hart and others.

Affiant states these facts from his own personal knowledge and observation. Given this Aug. the 19th, 1896.

[Signed] his  
ALFRED x PRICE.  
mark.

Subscribed and sworn to before me this 19th day of August, 1896, and I certify that the contents of the foregoing affidavit were fully made known to affiant before signing and swearing, and that said Alfred Price is a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed] L. HURLY, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.

Official character and genuineness of signature of Justice certified by Clerk of court under seal of court.)

In the matter of the claim of the descend-  
ants of Ned Sizemore to citizenship in the  
Cherokee Nation, I. T,

STATE OF NORTH CAROLINA, }  
County of Ashe } ss,

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared William Price, aged 86 years, a resident of Ashe county, State of North Carolina, whose postoffice address is Weaversford, N. C., who after being duly sworn states that he was born and raised in Ashe county, N. C., and that some sixty or seventy years ago he well knew one Ned Sizemore who was a full blood Cherokee Indian and made his home at that time on the waters of Cranberry Creek, in Ashe county, N. C.; that said Sizemore had come from the home of the Cherokee tribe in Western N. C., or Ga., some several years prior to the time affiant first knew; that he often went back to where said tribe was located after affiant first knew him but finally made his home in Ashe county, N. C., where he subsequently died; that said Sizemore had a numerous family of sons and daughters, two of whom, Owen Sizemore, a son and Catharine Sizemore, a daughter affiant well and personally knew; that said Owen Sizemore had a daughter, Lyddia who married one James Blevins, and lived in Ashe county, N. C.; that said James and Lyddia Blevins had several sons and daughters from whom have descended a number of the present claimants; that said Catharine Sizemore, a daughter of said Ned Sizemore married one James Hart, and had numerous sons and daughters among whom were Catharine who married one Baldwin and subsequently married one Caldwell, and Margery who married Robert Hash, and settled in Grayson Co., Va., near the Va., and N. C. State line, Ned Hart, who settled in Ashe county N. C., from whom have descended a number of the present claimants. Affiant further states that said Ned Sizemore had every appearance of being a full blood Indian; that he claimed to be a member of the Cherokee tribe and was so recognized by the said Cherokee tribe and members thereof; that he was recognized and treated by his neighbors and acquaintances in Ashe county, N. C., and Grayson county, Va., as a full blood Indian.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

Given under my hand this 11th day of August, A. D. 1896.

Attest J. H. BARTON, [Signed] his WILLIAM x PRICE.  
mark.

Sworn to and subscribed before me this 11th day of August, A. D. 1896, and I further certify that I am well acquainted with the said William Price and know him to be a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed] M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelie Peak for citizenship in the Cherokee Nation, I. T.

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)

In the Matter of the Claim of the Descendants of Ned Sizemore to  
Citizenship in the Cherokee Nation, I. T.:  
INDIAN TERRITORY, } ss.  
Cherokee Nation. }

On this, the 2nd day of September, A. D., 1896, personally appeared before me, the undersigned Notary Public, within and for the Northern District of the Indian Territory, William A. Lewis, aged seventy-nine years, whose postoffice address is Ft. Gibson, Cherokee Nation, I. T., who, after being first duly sworn, deposes and says: That he is a Cherokee by birth and came to the Indian Territory with the Cherokee tribe on its migration from the east, that he was well acquainted with the majority of the members of said tribe who so migrated as well as of those who remained in the east; that he was well and personally acquainted with one Ned Sizemore, in North Carolina, old Cherokee Nation, and knows that he was always recognized and treated as a Cherokee Indian, and from the appearance of said Sizemore and his acquaintance with him, affiant knows him to have been a Cherokee Indian by blood and of the full blood; that he knew said Sizemore from about the year 1822, in North Carolina, and believes that said Sizemore was enrolled in the Cherokee enrollment of about that date, and again in the Wafford enrollment.

Affiant further states that he knew one James Hart, whom he believes to have been so enrolled and who married Catharine, the daughter of said Ned Sizemore, and affiant also remembers that said Ned Sizemore had a son by name of Owen and also another son by name of George. Affiant further states that said Ned Sizemore and his family, on the migration of the Cherokees to the Indian Territory, remained in North Carolina and from the best of his information he believes that said Ned Sizemore afterwards settled, lived and died in Ashe County, North Carolina.

Affiant states these facts from his own personal knowledge. Affiant states that he was born and partially reared a near neighbor to the Sizemore and Hart families, and was familiar with them, in school and as playmates and associates.

Given under my hand and seal this the day and date first above written.

Subscribed and sworn to before me this, the 2nd day of Sept., 1896.

*W. A. Lewis* [SEAL]  
*W. A. Lewis*, Notary Public.  
My commission expires *Mar 7 1900*

## Affidavit of Witness.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

Before me, the undersigned Notary Public in and for the Northern District of the Indian Territory, personally appeared J. H. Barton, who after being by me duly sworn states that he is 54 years of age, and a resident of Ashe County, State of North Carolina, whose postoffice address is Waverford, in said State, and that he is personally acquainted with Martha Testerman, who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant further states that the said Martha Testerman is the identical person he represents himself to be in his application for citizenship in said Nation, and that he has known the said applicant for the past 10 years and knows that she is and has been recognized and treated by his neighbors, acquaintances and the public generally, as a person having Cherokee blood; and that the complexion, physical appearance, language and manners of the said applicant indicate that she is of Cherokee blood. That from above facts and circumstances and from statements made to him by the said applicant affiant states he has every reason to believe and does believe that the said applicant is of Cherokee Indian blood.

Subscribed and sworn to before me, this 9th day of September, A. D., 1896.

My Commission expires, March 7, 1900.

J. H. Barton  
Notary Public.



No. 30.15-776

IN THE MATTER OF  
*Martha, ~~James~~*  
Claim to Citizenship in *Cherokee*

Nation, I. T.

*Po. Major, V. a.*

(Sizemore family)

Filed Sept 7-1896

*as McKenna*

*Refused*  
*John Baldwin*  
*Silas Creek*  
*NC*

# AFFIDAVIT OF WITNESS.

STATE OF North Carolina } ss.  
COUNTY OF Ashe

Before me, the undersigned, a Justice of the Peace in and for the County and State aforesaid, personally appeared Samuel Davis, who after being by me duly sworn states that he is 77 years of age, and a citizen of Haystack County, and State of Virginia and that he is personally acquainted with Martha Testerman, who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant further states that the said Martha Testerman is the identical person he represents himself to be in his application for citizenship in said Nation, and that the said Martha Testerman is a daughter of Catharine Testerman who was a daughter of Merice Spence who was a daughter of Morgan Nash who was a daughter of Catharine who was a daughter of Wm. Sigmund who was a Cherokee Indian of the full blood

He further states that he has known the said Martha Testerman for the past 18 years knows that she is and has been recognized and treated by her neighbors, acquaintances and the public generally, as a person having Cherokee Indian blood; and that the complexion, physical appearance, usage and manners of the said Martha Testerman indicate that the said Martha Testerman is of Cherokee Indian blood. That from the above facts and circumstances and from statements made to him by the said Testerman affiant states he has every reason to believe and does believe that the said Testerman is of Cherokee Indian blood.

He further states that he has no interest whatever in the prosecution of the claim of the said Martha Testerman to citizenship in the Cherokee Nation, I. T., and that he is not related by blood or marriage to the said Martha Testerman

Attest,

Samuel Davis

Subscribed and sworn to before me, this 17 day of Aug. A. D. 1896 and I further certify that I am well acquainted with the said Samuel Davis and know him to be a person of credibility and of truth and veracity.

M. C. Nash J. P.

My commission expires on the \_\_\_\_\_ day of \_\_\_\_\_ 1896.

STATE OF NORTH CAROLINA, ss.  
ASHE COUNTY.

I, POINDEXTER BLEVINS, Clerk of the Superior Court of said county, do certify that M. C. Nash, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of said Court, this 19<sup>th</sup> day of August 1896.

P. Blevins  
Clerk Superior Court.

706 135

Nation's No. 1379

Commission's No. ....

In re Application of

*Mutha Postman*

Demurrer and Answer.

FILED 24-13  
A. S. LICKER  
JUN 10 1904

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of  
*Martha Postman*  
.....  
.....  
for citizenship in the Cherokee Nation.

Nation's No. ....  
Commission's No. ....

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the  
said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy,  
and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant *is*  
entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said appli-  
cation, says that *Red Sighsnoot*  
..... through whom the petitioner claim to derive *her* right  
to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since  
the removal of said Nation, west to the Indian Territory as at present located and defined; that his name  
does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now  
reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *Hutchings, Heatings & Bondino* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the  
matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the *12th* day of *Sept*, 1896.

*D. J. Ball*

NOTARY PUBLIC.



**End**

797

SERVICE AFFIDAVIT.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

I, J. N. BALDWIN, do solemnly swear that on the Fourth day September, 1896, I, in person, delivered to WM. HASTINGS, FRANK J. BOUDINOT and WM. T. HUTCHINGS, Attorneys for the Cherokee Nation, at Tahlequah, I. T., a package which contained a true copy of the application of Mary Barker for Citizenship in the Cherokee Nation, Ind. Ter.,

and of the affidavits of himself, Samuel Davis, Alfred Price, Wm. Price, Wm. A. Lewis and J. N. Baldwin

in support of same, the originals of which are now filed with the Honorable DAWES COMMISSION, at Vinita, Ind. Ter. That affiant has no interest in this matter.

Subscribed and sworn to before me this, the 4th day of September, 1896.

J. N. Baldwin  
Notary Public

My Commission Expires March 7 / 1900

PETITION AND MEMORIAL.  
FOR CHEROKEE INDIAN CITIZENSHIP.

TO The Hon. Dawes Commission;

Your petitioner, Mary Barker, earnestly and respectfully represents that she is one  
thirty-second Cherokee Indian by blood, deriving the same from her lineal ancestor, the late  
Ned Sizemore, through her father Alfred Blevins  
who was a son of James Blevins who was  
a son of Lyddia Blevins who was a daughter  
of Quinn Sizemore who was a son of Ned  
Sizemore who was a Cherokee Indian of  
the full blood.

Your petitioner, therefore, submits to your honorable body the above statement of facts as grounds for her  
application for Cherokee Indian Citizenship as aforesaid in the Cherokee Nation and asks for full and complete  
investigation of her claim and if the same is found to be valid and correct as herein stated, that she be allowed  
all the rights, privileges and immunities of other citizens of said Nation.

Petitioner's full name is Mary A. Barker, age thirty-four years,  
residence Ashe Co., in the State of North Carolina postoffice address Rud  
County of Ashe, State of North Carolina occupation that of a  
housewife and is a married woman and the mother  
of five minor children: Amie F. Barker aged 9 years,  
Mollie Barker, aged 7 years; Ludemia Barker, aged 5  
years, Gay Barker, aged 3 years, Clummie Barker aged  
7 months.

Attesting witnesses,

Most Respectfully Submitted,

J. A. Baldwin [SEAL]  
[SEAL]

Mary Barker [SEAL]  
[SEAL]

STATE OF North Carolina ss.

COUNTY OF Ashe

Personally appeared before me, L. Hurley, a Justice of the Peace  
in and for said county in the State aforesaid, Mary Barker, the petitioner in the above

petition for Cherokee Indian citizenship in the Cherokee Nation, Indian Territory, U. S. A., who after being  
duly sworn according to law states that the facts set forth in her said petition above are true as stated therein,  
this the 14 day of July 1896

Attesting witnesses,

J. A. Baldwin [SEAL]  
[SEAL]

Mary Barker [SEAL]  
[SEAL]

Subscribed and sworn to before me, a Justice of the Peace as aforesaid, on this 14 day of  
July 1896, and I do certify that I am personally acquainted with Mary Barker  
the said petitioner, and know that she is a credible person and entitled to full faith and credit before any of  
the Courts of the State of North Carolina, and that I have no interest directly or indirectly in the  
prosecution of her said claim for Cherokee Indian citizenship and am not related to her by blood or marriage.

L. Hurley, J.P.

STATE OF NORTH CAROLINA, } ss.  
Ashe County,

I, POINDEXTER BLEVINS, Clerk of the Superior Court of said county, do certify that L. Hurley,  
Esq., whose name is signed to the foregoing certificate, was at the time of so doing a  
Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts  
are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of  
said Court, this 19 day of August 1896.

P. Blevins  
Clerk Superior Court.



Mary Barker  
Alliment  
to Cherokee Indian  
Citizenship

GENERAL AFFIDAVIT.  
IN THE MATTER OF CLAIM

*Mary Barker* To Cherokee Indian Citizenship.

AFFIDAVIT OF *Affiant*.

STATE OF *North Carolina*  
COUNTY OF *Ashe* ss.

On this, the *14* day of *July*, A. D., 189*6*, personally before me *L. Hurley*, a Justice of the Peace in and for the county aforesaid, duly authorized to administer oaths, appeared *Mary Barker*, aged *34* years, a resident of *Ashe* county, and State of *North Carolina*, whose postoffice is *Red Mt.*, who after being duly sworn according to law, says that she is *one thirty second* Indian by *blood*, and a claimant for *Cherokee* Indian citizenship. Affiant further says on oath *that she* *traces her Indian blood from her ancestor,* *the late Ned Sizemore as set out in her* *Petition and Memorial*

and is a direct lineal descendant of the *Sizemore* family, whose name she believes appears upon the census rolls, that were taken by the United States government, by blood, of the Cherokee tribe of Indians. Affiant further says that she believes the said *Sizemore family* to be of Cherokee Indian blood, and were members of the *Cherokee* tribe of Indians.

Affiant further says she has been taught and has heard from her earliest youth that she is a descendant of a *Cherokee* Indian family and that affiant has been recognized and treated by her neighbors and the public generally as a person of *Cherokee* Indian blood and that from her complexion and physical appearance she has every reason to believe and does believe that she is of *Cherokee* Indian blood and is an admixture of *white* and Cherokee and at least one *thirty second* Indian by blood.

Affiant further says the above statements are true to the best of her knowledge and belief.

*Wm. H. Baldwin* Subscribed and sworn to before me, this *14* day of *July*, A. D. 189*6*, and I further certify that the foregoing affidavit was read to affiant in my presence. That said affiant is to me personally known (or has been satisfactorily identified before me) and I verily believe her to be a credible person.

*L. Hurley, J. P.*

In the matter of the claim of the descend-  
ants of Ned Sizemore to citizenship in the  
Cherokee Nation, I. T,

STATE OF NORTH CAROLINA, }  
County of Ashe } ss,

Before me, the undersigned Justice of the Peace, in and for the coun-  
ty of Ashe, in the State aforesaid, personally appeared Samuel Davis, who  
after being duly sworn, states that he is seventy-seven years of age, a resi-  
dent of Grayson county, Va., whose postoffice address is Grassy Creek,  
Ashe county, N. C.; that he has lived in Grayson county, Va., all his life;  
that about sixty years ago, he well and personally knew one Ned Sizemore,  
who was a Cherokee Indian of the full blood then living in Ashe county,  
county, N. C.; that said Sizemore, prior to that time had come from the  
Cherokee tribe in western North Carolina, or Georgia; that said Sizemore  
had the appearance of a full blood Indian and was so treated and recognis-  
ed by his neighbors and acquaintances; that he made frequent visits to the  
home of said tribe after affiant first knew him; that he died in Ashe coun-  
ty, N. C., and had a numerous family of sons and daughters, one son Owen  
Sizemore, had a daughter Lyddia who married James Blevins and another  
daughter who married one Stamper, from whom have descended a number  
of these claimants; and that said Ned Sizemore had one daughter Cath-  
arine who married one James Hart; that said James and Catharine Hart  
had sons, Ned and George among others, and Catharine who afterwards  
married one Baldwin and subsequently one Caldwell, and Margery who  
married one Robert Hash and settled in Grayson county, Va., near the N.

C., and Va. State line and near the home of affiant; that he often saw said Ned Sizemore at the home of the said Margery Hash, his grand-daughter, and remembers to have seen him there once with a pet bear following him; and that said Ned Sizemore could speak English only very imperfectly.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of said Ned Sizemore's descendants to citizenship in the Cherokee Nation, I. T.

Given under my hand this 10th day of August, A. D. 1896.

[Signed] SAMUEL DAVIS.

Sworn to and subscribed before me this 10th day of August, A. D. 1896, and I certify that I am well acquainted with said Samuel Davis and know him to be entitled to full faith and credit and a truthful person.

[Signed] M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)



7

In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

State of North Carolina, } ss:  
County of Ashe,

On this 19th, day of August A. D. 1896, personally appeared before the undersigned Justice of the Peace in and for the county of Ashe in the State aforesaid, Alfred Price, aged 76 years, whose postoffice address is Crumpler, Ashe county, N. C., and states that some sixty years ago he personally knew one Ned Sizemore who then lived in Ashe county, North Carolina, and who was a Cherokee Indian of the full blood, having come several years prior to that time from the Cherokee reservation and settled in Ashe county, N. C., that said Ned Sizemore had the appearance of being a full blood Indian, and was so treated and regarded by his neighbors and acquaintances; that said Sizemore died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen who was the father of Lyddia Sizemore who married James Blevins and who was the mother of James, Eli, George, Wells Blevins from whom have sprung a number of the present claimants; that Catharine was the name of a daughter of said Ned Sizemore who married one James Hart and who had several sons and daughters, Margery who married Robert Hash, George Hart who was the father of Margery Peak and Cornelia Peak and Grubb Hart; said Ned Sizemore also had other sons and daughters and said Catharine Hart was the mother of Catharine Caldwell who was the mother of Nancy Caldwell and William D. Baldwin; that said Catharine Hart was the mother also of Ned Hart, Morris Hart and others.

Affiant states these facts from his own personal knowledge and observation. Given this Aug. the 19th, 1896.

[Signed]                      his,  
ALFRED x PRICE.  
mark.

Subscribed and sworn to before me this 19th day of August, 1896, and the contents of the foregoing affidavit were fully made known to me, and I am satisfied before signing and swearing, and that said Alfred Price is a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed]                      L. HURLY, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of court under seal of court.)

In the matter of the claim of the descend-  
ants of Ned Sizemore to citizenship in the  
Cherokee Nation, I. T,

STATE OF NORTH CAROLINA, }  
County of Ashe } ss,

Before me, the undersigned Justice of the Peace, in and for the  
county of Ashe, in the State aforesaid, personally appeared William Price  
aged 86 years, a resident of Ashe county, State of North Carolina, whose  
postoffice address is Weaversford, N. C., who after being duly sworn states  
that he was born and raised in Ashe county, N. C., and that some sixty or  
seventy years ago he well knew one Ned Sizemore who was a full blood  
Cherokee Indian and made his home at that time on the waters of Cran-  
berry Creek, in Ashe county, N. C.; that said Sizemore had come from  
the home of the Cherokee tribe in Western N. C., or Ga., some several  
years prior to the time affiant first knew; that he often went back to where  
said tribe was located after affiant first knew him but finally made his  
home in Ashe county, N. C., where he subsequently died; that said Sizemore  
more had a numerous family of sons and daughters, two of whom, Owe  
Sizemore, a son and Catharine Sizemore, a daughter affiant well and person-  
ally knew; that said Owen Sizemore had a daughter, Lyddia who married  
one James Blevins, and lived in Ashe county, N. C.; that said James and  
Lyddia Blevins had several sons and daughters from whom have descended  
a number of the present claimants; that said Catharine Sizemore,  
daughter of said Ned Sizemore married one James Hart, and had nume-  
ous sons and daughters among whom were Catharine who married O.  
Baldwin and subsequently married one Caldwell, and Margery who mar-  
ried Robert Hash, and settled in Grayson Co., Va., near the Va., and N.  
State line, Ned Hart, who settled in Ashe county N. C., from whom have  
descended a number of the present claimants. Affiant further states that  
said Ned Sizemore had every appearance of being a full blood Indian; that  
he claimed to be a member of the Cherokee tribe and was so recognized by  
the said Cherokee tribe and members thereof; that he was recognized as  
being a full blood Indian.

Affiant states these facts from his own personal knowledge and obser-  
vation and has no interest direct or indirect in the claim of the descen-  
dants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

Given under my hand this 11th day of August, A. D. 1896.

Attest J. H. BARTON, [Signed] WILLIAM X PRICE  
his mark.

Sworn to and subscribed before me this 11th day of August, A.  
1896, and I further certify that I am well acquainted with the said Will  
Price and know him to be a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed] M. C. HASH, J. I

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Com-  
mission in the claim of Cornelia Peak for citizenship in the Cherokee  
Nation, I. T.

Official character and genuineness of signature of Justice certified  
Clerk of Court under seal of Court.)

In the Matter of the Claim of the Descendants of Ned Sizemore to  
Citizenship in the Cherokee Nation, I. T.:

INDIAN TERRITORY, } ss.  
Cherokee Nation. }

On this, the 2nd day of September, A. D., 1896, personally appeared before me, the undersigned Notary Public, within and for the Northern District of the Indian Territory, William A. Lewis, aged seventy-nine years, whose postoffice address is Ft. Gibson, Cherokee Nation, I. T., who, after being first duly sworn, deposes and says: That he is a Cherokee by birth and came to the Indian Territory with the Cherokee tribe on its migration from the east, that he was well acquainted with the majority of the members of said tribe who so migrated as well as of those who remained in the east; that he was well and personally acquainted with one Ned Sizemore, in North Carolina, old Cherokee Nation, and knows that he was always recognized and treated as a Cherokee Indian, and from the appearance of said Sizemore and his acquaintance with him, affiant knows him to have been a Cherokee Indian by blood and of the full blood; that he knew said Sizemore from about the year 1822, in North Carolina, and believes that said Sizemore was enrolled in the Cherokee enrollment of about that date, and again in the Wafford enrollment.

Affiant further states that he knew one James Hart, whom he believes to have been so enrolled and who married Catharine, the daughter of said Ned Sizemore, and affiant also remembers that said Ned Sizemore had a son by name of Owen and also another son by name of George. Affiant further states that said Ned Sizemore and his family, on the migration of the Cherokees to the Indian Territory, remained in North Carolina and from the best of his information he believes that said Ned Sizemore afterwards settled, lived and died in Ashe County, North Carolina.

Affiant states these facts from his own personal knowledge. Affiant states that he was born and partially reared a near neighbor to the Sizemore and Hart families, and was familiar with them, in school and as playmates and associates.

Given under my hand and seal this the day and date first above written. *Wm A Lewis* [SEAL]

Subscribed and sworn to before me this, the 2nd day of Sept., 1896. *W A Lewis*, Notary Public.

My commission expires *Mar 7 1900* 189...

## Affidavit of Witness.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

Before me, the undersigned Notary Public in and for the Northern District of the Indian Territory, personally appeared J. M. Baldwin, who after being by me duly sworn states that he is 36 years of age, and a resident of Ash County, and State of North Carolina, whose postoffice address is W. M. Smith, in said County, and that he is personally acquainted with Mary Baker, who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant further states that the said Mary Baker is the identical person she represents her self to be in her application for citizenship in said Nation, and that he has known the said applicant for the past 20 years and knows that he is and has been recognized and treated by her neighbors, acquaintances and the public generally, as a person having Cherokee blood; and that the complexion, physical appearance, language and manners of the said applicant indicate that she is of Cherokee blood. That from above facts and circumstances and from statements made to him by the said applicant affiant states he has every reason to believe and does believe that the said applicant is of Cherokee Indian blood.

Subscribed and sworn to before me, this 13th day of September, A. D., 1898.

My Commission expires, March 7, 1900.

J. M. Baldwin  
Notary Public.



No. 2014

IN THE MATTER OF

Mary Borden

Claim to Citizenship in

Nation, I. T.

Do Bud, N. C.

Accepted  
(Singer family)

Filed Sept. 7-1894

A. S. McKinnon  
Clerk

John Baldwin

Silas Cook

Mc

# AFFIDAVIT OF WITNESS.

STATE OF *North Carolina* } ss.  
COUNTY OF *Ashe*

Before me, the undersigned, a *Justice of the Peace* in and for the County and State aforesaid, personally appeared *William Price*, who after being by me duly sworn states that he is *86* years of age, and a citizen of *Ashe* County, and State of *North Carolina* and that he is personally acquainted with *Muey Barker*, who is an applicant for citizenship in the *Cherokee* Nation, I. T., and affiant further states that the said *Muey Barker* is the identical person he represents himself to be in his application for citizenship in said Nation, and that the said *Muey Barker* is a daughter of *Alfred Blevins* who was a son of *James Blevins* who was a son of *Lyddia Blevins* who was a daughter of *Owen Sizemore* who was a son of *Ned Sizemore* who was a *Cherokee Indian* of the full blood; and is the mother of the following named minor children: *Alice F. Barker, Mollie F. Barker, Luedema Barker, Coy Barker and Columbine Barker*

Affiant further states that he has known the said *Muey Barker* for the past *30* years and knows that she is and has been recognized and treated by her neighbors, acquaintances and the public generally, as a person having *Cherokee* Indian blood; and that the complexion, physical appearance, language and manners of the said *Muey Barker* indicate that the said *Muey Barker* is of Indian blood. That from the above facts and circumstances and from statements made to him by the said *Muey Barker* affiant states he has every reason to believe and does believe that the said *Muey Barker* is of *Cherokee* Indian blood.

Affiant further states that he has no interest whatever in the prosecution of the claim of the said *Muey Barker* to citizenship in the *Cherokee* Nation, I. T., and that he is not related by blood or marriage to the said *Muey Barker*.

Attest, *J. H. Barton*

*William Price*  
Justice of the Peace

Subscribed and sworn to before me, this *11* day of *August* A. D. 189*6*, and I further certify that I am well acquainted with the said *William Price* and know him to be a person of credibility and of truth and veracity.

My commission expires on the \_\_\_\_\_ day of \_\_\_\_\_

*W. C. Hask*  
189*6*

STATE OF NORTH CAROLINA, } ss.  
ASHE COUNTY.

I, *POINDEXTER BLEVINS*, Clerk of the Superior Court of said county, do certify that *W. C. Hask*, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of said Court, this *14* day of *August*, 189*6*.

*P. Blevins*  
Clerk Superior Court.

**End**





SERVICE AFFIDAVIT.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

I, J. N. BALDWIN, do solemnly swear that on the Fourth day September, 1896, I, in person, delivered to WM. HASTINGS, FRANK J. BOUDINOT and WM. T. HUTCHINGS, Attorneys for the Cherokee Nation, at Tahlequah, I. T., a package which contained a true copy of the application of Isaac Hudler for Citizenship in the Cherokee Nation, Ind. Ter.,

and of the affidavits of himself, Samuel Davis, Alfred Price, Wm. Price, Wm. A. Lewis, and J. H. Boston

in support of same, the originals of which are now filed with the Honorable DAWES COMMISSION, at Vinita, Ind. Ter. That affiant has no interest in this matter.

Subscribed and sworn to before me this, the 7<sup>th</sup> day of September, 1896.

J. N. Baldwin  
Notary Public  
my commission expires Mar. 7<sup>th</sup> 1900.

# PETITION AND MEMORIAL.

FOR CHEROKEE INDIAN

TO *The Hon. Senate*  
 Your petitioner, *Isaac Hudler*, earnestly and respectfully represents that he is *one*  
*Sixty-fourth* Cherokee Indian by blood, deriving the same from his lineal ancestor, the late  
*Red Sizer*, through *his mother James Hudler* who  
 is daughter of *Mike Beaman* who was daughter of *Sally Stump*  
 who was daughter of *Elizabeth Sizer* who was  
 daughter of *Red Sizer* who was a full blood  
 Cherokee Indian

Your petitioner, therefore, submits to your honorable body the above statement of facts as grounds for his  
 application for Cherokee Indian Citizenship as aforesaid in the Cherokee Nation and asks for full and complete  
 investigation of his claim and if the same is found to be valid and correct as herein stated, that he be allowed  
 all the rights, privileges and immunities of other citizens of said Nation. (37)

Petitioner's full name is *Isaac Hudler* age *37* years,  
 residence *Ashe Co.* in the State of *North Carolina* postoffice address *Emery*  
 County of *Ashe* State of *N.C.* occupation that of a  
*farmer* the father *Charles Hudler* age *16*  
*Norabee Hudler* age *11 yrs* *Bonnie Hudler* age *4 yrs*

Attesting witnesses,

Most Respectfully Submitted,

*J. W. Blackburn* [SEAL.]  
 [SEAL.]

*Isaac Hudler* [SEAL.]

STATE OF *North Carolina* ss.  
 COUNTY OF *Ashe*

Personally appeared before me, *B. F. Jones* a Justice of the Peace  
 in and for said county in the State aforesaid, *Isaac Hudler*, the petitioner in the above  
 petition for Cherokee Indian citizenship in the Cherokee Nation, Indian Territory, U. S. A., who after being  
 duly sworn according to law states that the facts set forth in his said petition above are true as stated therein,  
 this the *10* day of *Aug.* 189*6*

Attesting witnesses,  
*J. W. Blackburn* [SEAL.]  
 [SEAL.]

*Isaac Hudler* [SEAL.]

Subscribed and sworn to before me, a *Justice of the Peace* as aforesaid, on this *10* day of  
*Aug* 189*6*, and I do certify that I am personally acquainted with *Isaac Hudler*  
 the said petitioner, and know that he is a credible person and entitled to full faith and credit before any of  
 the Courts of the State of *North Carolina*, and that I have no interest directly or indirectly in the  
 prosecution of his said claim for Cherokee Indian citizenship and am not related to him by blood or marriage.

*B. F. Jones Jr.*

STATE OF NORTH CAROLINA, ss.  
 ASHE COUNTY.

I, POINDEXTER BLEVINS, Clerk of the Superior Court of said county, do certify that *B. F.*  
*Jones*, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a  
 Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts  
 are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of  
 said Court, this *12<sup>th</sup>* day of *August* 1896.

*P. Blevins*  
 Clerk Superior Court.

GENERAL AFFIDAVIT.  
IN THE MATTER OF CLAIM

Of Isaac Hudley To Cherokee Indian Citizenship.

AFFIDAVIT OF

STATE OF North Carolina }  
COUNTY OF Ashe }

On this 10 day of Aug, A. D., 1896, personally before me B. F. Jones

....., a Justice of the Peace in and for the county aforesaid, duly authorized to administer

oaths, appeared Isaac Hudley, aged 37 years, a resident of Soke

county, and State of North Carolina, whose postoffice is Crumpler, who after

being duly sworn according to law, says that he is one sixteenth Indian by blood.....and

a claimant for Cherokee Indian citizenship. Affiant further says on oath that - he

derived his Indian blood from his ancestry  
the late Ned Sizemore a full blood  
Cherokee Indian as set forth in his petition  
and memorial

and is a direct lineal descendant of the Sizemore family, whose name he believes appears

upon the census rolls, that were taken by the United States Government, by blood, of the Cherokee tribe of

Indians. Affiant further says that he believes the said Sizemore family to be of Cherokee

Indian blood, and were members of the Cherokee..... tribe of Indians.

Affiant further says he has been taught and has heard from his earliest youth that he is a descendant

of a Cherokee Indian family and that affiant has been recognized and treated by his neighbors and

the public generally as a person of Cherokee Indian blood and that from his complexion and physical

appearance he has every reason to believe and does believe that he is of Cherokee Indian blood

and is an admixture of White and Cherokee and at least one sixtyfourth Indian by blood.

Affiant further says the above statements are true to the best of his knowledge and belief.

.....Isaac Hudley.....  
Subscribed and sworn to before me, this 10 day of Aug, 1896  
A. D. 1896, and I further certify that the foregoing affidavit was read to affiant  
in my presence. That said affiant is to me personally known (or has been satis-  
factorily identified before me) and I verily believe him to be a credible person.

B. F. Jones, J. P.

In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

STATE OF NORTH CAROLINA, }  
County of Ashe } ss,

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared Samuel Davis, who after being duly sworn, states that he is seventy-seven years of age, a resident of Grayson county, Va., whose postoffice address is Grassy Creek, Ashe county, N. C.; that he has lived in Grayson county, Va., all his life; that about sixty years ago, he well and personally knew one Ned Sizemore, who was a Cherokee Indian of the full blood then living in Ashe county, N. C.; that said Sizemore, prior to that time had come from the Cherokee tribe in western North Carolina, or Georgia; that said Sizemore had the appearance of a full blood Indian and was so treated and recognized by his neighbors and acquaintances; that he made frequent visits to the home of said tribe after affiant first knew him; that he died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen Sizemore, had a daughter Lyddia who married James Blevins and another daughter who married one Stamper, from whom have descended a number of these claimants; and that said Ned Sizemore had one daughter Catharine who married one James Hart; that said James and Catharine Hart had sons, Ned and George among others, and Catharine who afterwards married one Baldwin and subsequently one Caldwell, and Margery who married one Robert Hash and settled in Grayson county, Va., near the N.



C., and Va. State line and near the home of affiant; that he often saw said Ned Sizemore at the home of the said Margery Hash, his grand-daughter, and remembers to have seen him there once with a red head band, and that said Ned Sizemore could speak English.

Affiant states these facts from his own observation and knowledge, and that he is not a party to the claim of said Ned Sizemore to citizenship in the Cherokee Nation, I. T.

Given and sworn to this 10th day of August, A. D. 1896.

[Signed] SAMUEL DAVIS.

Sworn to and subscribed before me this 10th day of August, A. D. 1896, and I certify that I am well acquainted with said Samuel Davis and know him to be entitled to full faith and credit and a truthful person.

[Signed] M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)

In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.,

State of North Carolina, } ss:  
County of Ashe,

On this 19th, day of August A. D. 1896, personally appeared before the undersigned Justice of the Peace in and for the county of Ashe in the State aforesaid, Alfred Price, aged 76 years, whose postoffice address is Crumpler, Ashe county, N. C., and states that some sixty years ago he personally knew one Ned Sizemore who then lived in Ashe county, North Carolina, and who was a Cherokee Indian of the full blood, having come several years prior to that time from the Cherokee reservation and settled in Ashe county, N. C., that said Ned Sizemore had the appearance of being a full blood Indian, and was so treated and regarded by his neighbors and acquaintances; that said Sizemore died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen who was the father of Lyddia Sizemore who married James Blevins and who was the mother of James, Eli, George, Wells Blevins from whom have sprung a number of the present claimants; that Catharine was the name of a daughter of said Ned Sizemore who married one James Hart and who had several sons and daughters, Margery who married Robert Hash, George Hart who was the father of Margery Peak and Cornelle Peak and Grubb Hart; said Ned Sizemore also had other sons and daughters and said Catharine Hart was the mother of Catharine Caldwell who was the mother of Nancy Caldwell and William D. Baldwin; that said Catharine Hart was the mother also of Ned Hart, Morris Hart and others.

Affiant states these facts from his own personal knowledge and observation.

Given this Aug. the 19th, 1896.

[Signed]

his  
ALFRED x PRICE.  
mark.

Subscribed and sworn to before me this 19th day of August, 1896, and I certify that the contents of the foregoing affidavit were fully made known to affiant before signing and swearing, and that said Alfred Price is a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed]

L. HURLEY, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelle Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of court under seal of court.)

In the matter of the claim of the descend-  
ants of Ned Sizemore to citizenship in the  
Cherokee Nation, I. T.,  
STATE OF NORTH CAROLINA, }  
County of Ashe } ss,

Before me, the undersigned Justice of the Peace, in and for the  
County of Ashe, State of North Carolina, personally appeared William Price,  
aged 86 years, a resident of Ashe county, State of North Carolina, whose  
postoffice address is Weaversford, N. C., who being duly sworn states  
that he was born and raised in Ashe county, N. C., and that some sixty or  
seventy years ago he well knew one Ned Sizemore who was a full blood  
Cherokee Indian and made his home at that time on the waters of Cran-  
berry Creek, in Ashe county, N. C.; that said Sizemore had come from  
the home of the Cherokee tribe in Western N. C., or Ga., some several  
years prior to the time affiant first knew; that he often went back to where  
said tribe was located after affiant first knew him but finally made his  
home in Ashe county, N. C., where he subsequently died; that said Size-  
more had a numerous family of sons and daughters, two of whom, Owen  
Sizemore, a son and Catharine Sizemore, a daughter affiant well and person-  
ally knew; that said Owen Sizemore had a daughter, Lyddia who married  
one James Blevins, and lived in Ashe county, N. C.; that said James and  
Lyddia Blevins had several sons and daughters from whom have descended  
a number of the present claimants; that said Catharine Sizemore, a  
daughter of said Ned Sizemore married one James Hart, and had numer-  
ous sons and daughters among whom were Catharine who married one  
Baldwin and subsequently married one Caldwell, and Margery who mar-  
ried Robert Hash, and settled in Grayson Co., Va., near the Va., and N. C.  
State line, Ned Hart, who settled in Ashe county N. C., from whom have  
descended a number of the present claimants. Affiant further states that  
said Ned Sizemore had every appearance of being a full blood Indian; that  
he claimed to be a member of the Cherokee tribe and was so recognized by  
the said Cherokee tribe and members thereof; that he was recognized and  
treated by his neighbors and acquaintances in Ashe county, N. C., and  
Grayson county, Va., as a full blood Indian.

Affiant states these facts from his own personal knowledge and obser-  
vation and has no interest direct or indirect in the claim of the descen-  
dants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

Given under my hand this 11th day of August, A. D. 1896.

Attest [Signed] his  
J. H. BARTON, WILLIAM x PRICE  
mark.

Sworn to and subscribed before me this 11th day of August, A. D.  
1896, and I further certify that I am well acquainted with the said William  
Price and know him to be a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed] M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Com-  
mission in the claim of Cornelie Peak for citizenship in the Cherokee Na-  
tion, I. T.)

Official character and genuineness of signature of Justice certified by  
Clerk of Court under seal of Court.)

In the Matter of the Claim of the Descendants of Ned Sizemore to  
Citizenship in the Cherokee Nation, I. T.:

INDIAN TERRITORY, } ss.  
Cherokee Nation.

On this, the 2nd day of September, A. D., 1896, personally appeared before me, the undersigned Notary Public, within and for the Northern District of the Indian Territory, William A. Lewis, aged seventy-nine years, whose postoffice address is Ft. Gibson, Cherokee Nation, I. T., who, after being first duly sworn, deposes and says: That he is a Cherokee by birth and came to the Indian Territory with the Cherokee tribe on its migration from the east, that he was well acquainted with the majority of the members of said tribe who so migrated, as well as of those who remained in the east; that he was personally acquainted with one Ned Sizemore, in North Carolina, old Cherokee Nation, and knows that he was always recognized and treated as a Cherokee Indian, and from the appearance of said Sizemore and his acquaintance with him, affiant knows him to have been a Cherokee Indian by blood and of the full blood; that he knew said Sizemore from about the year 1822, in North Carolina, and believes that said Sizemore was enrolled in the Cherokee enrollment of about that date, and again in the Wafford enrollment.

Affiant further states that he knew one James Hart, whom he believes to have been so enrolled and who married Catharine, the daughter of said Ned Sizemore, and affiant also remembers that said Ned Sizemore had a son by name of Owen and also another son by name of George. Affiant further states that said Ned Sizemore and his family, on the migration of the Cherokees to the Indian Territory, remained in North Carolina and from the best of his information he believes that said Ned Sizemore afterwards settled, lived and died in Ashe County, North Carolina.

Affiant states these facts from his own personal knowledge. Affiant states that he was born and partially reared a near neighbor to the Sizemore and Hart families, and was familiar with them, in school and in playmates and associates.

Given under my hand and seal this the day and date first above written.

Subscribed and sworn to before me this, the 2nd day of Sept., 1896.

Notary Public.  
My commission expires



## Affidavit of Witness.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

Before me, the undersigned Notary Public in and for the Northern District of the Indian Territory, personally appeared J. H. Barton, who after being by me duly sworn states that he is 55 years of age, and a resident of Ashe County, and State of North Carolina, whose postoffice address is Waverly, in said County, and that he is personally acquainted with Isaac Thadler, who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant further states that the said Isaac Thadler is the identical person he represents himself to be in his application for citizenship in said Nation, and that he has known the said applicant for the past 18 years and knows that he is and has been recognized and treated by his neighbors, acquaintances and the public generally, as a person having Cherokee blood; and that the complexion, physical appearance, language and manners of the said applicant indicate that he is of Cherokee blood. That from above facts and circumstances and from statements made to him by the said applicant affiant states he has every reason to believe and does believe that the said applicant is of Cherokee Indian blood.

Subscribed and sworn to before me, this 3 day of September, A. D., 1898.  
M. A. Roberts, Notary Public.

My Commission expires, March 7, 1900.

V

No. 3018

IN THE MATTER OF

Isaac Hüdler

Claim to Citizenship in Cherokee

Nation, I. T.

Po Crumpler, N. C.

Repealed  
(Sizemore family)

Filed Sept 7-1894

A. S. McKinnon

Clerk

John Baldwin

Silas Cross

N. C.

# AFFIDAVIT OF WITNESS.

STATE OF *North Carolina* } ss.  
COUNTY OF *Ashe*

Before me, the undersigned, a *Justice of the Peace* in and for the County and State aforesaid, personally appeared *William Price* who after being by me duly sworn states that he is *56* years of age, and a citizen of *Ashe* County, and State of *North Carolina* and that he is personally acquainted with *Isaac Hadler*, who is an applicant for citizenship in the *Cherokee* Nation, I. T., and affiant further states that the said *Isaac Hadler* is the identical person he represents himself to be in his application for citizenship in said Nation, and that the said *Isaac Hadler* is a son of *Fanny Hadler* who was a Daughter of *Kitty Bernon* who was a Daughter of *Sally Stamper* who was a Daughter of *Elizabetta Sizemore* who was a Daughter of *Red Sizemore* who was a Cherokee Indian of the full blood

Affiant further states that he has known the said *Isaac Hadler* for the past *28* years and knows that he is and has been recognized and treated by his neighbors, acquaintances and the public generally, as a person having *Cherokee* Indian blood; and that the complexion, physical appearance, language and manners of the said *Isaac Hadler* indicate that the said *Isaac Hadler* is of Indian blood. That from the above facts and circumstances and from statements made to him by the said *Isaac Hadler*, affiant states he has every reason to believe and does believe that the said *Isaac Hadler* is of *Cherokee* Indian blood.

Affiant further states that he has no interest whatever in the prosecution of the claim of the said *Isaac Hadler* to citizenship in the *Cherokee* Nation, I. T., and that he is not related by blood or marriage to the said *Isaac Hadler*

Attest,

*J. H. Barton*

*William Price*  
mark

Subscribed and sworn to before me, this *11* day of *August* A. D. 189*6*, and I further certify that I am well acquainted with the said *William Price* and know him to be a person of credibility and of truth and veracity.

*W. C. Harn* J. P.  
189

STATE OF NORTH CAROLINA } ss.  
ASHE COUNTY,

I, *POINDEXTER BLEVINS*, Clerk of the Superior Court of said county, do certify that *M. C. Nash*, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of said Court, this *12* day of *August* 189*6*.

*P. Blevins*  
Clerk Superior Court.

**End**





## SERVICE AFFIDAVIT.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

I, J. N. BALDWIN, do solemnly swear that on the Fourth day September, 1896, I, in person, delivered to WM. HASTINGS, FRANK J. BOUDINOT and WM. T. HUTCHINGS, Attorneys for the Cherokee Nation, at Tahlequah, I. T., a package which contained a true copy of the application of Cora E. Kirby for Citizenship in the Cherokee Nation, Ind. Ter.,

and of the affidavits of Alfred Price, Wm Price, Samuel Davis, Wm A. Lewis and J. N. Baldwin

in support of same, the originals of which are now filed with the Honorable DAWES COMMISSION, at Vinita, Ind. Ter. That affiant has no interest in this matter.

Subscribed and sworn to before me this, 17th day of September, 1896.

J. N. Baldwin  
My Commission Expires March 7 / 1900  
W. H. Davis Notary Public

PETITION AND MEMORIAL

FOR CHEROKEE INDIAN CITIZENSHIP.

TO The Honorable Court,

Your petitioner, *Cora E. Kirby*, earnestly and respectfully represents that she is *one* *Sister* Cherokee Indian by blood, deriving the same from her *maternal* ancestor, the late *Red Simpson*, through *her mother Adeline Jones who* *was a daughter of Red Hart who was a son* *of Catherine Hart who was a daughter of* *Red Simpson a full blood Cherokee Indian*

Your petitioner therefore submits to your honorable body the above statement of facts as grounds for her application for Cherokee Indian citizenship as aforesaid in the Cherokee Nation and asks for a full and complete investigation of her claim and if the same is found to be valid and correct as herein stated, that she be allowed all the rights, privileges and immunities of other citizens of said Nation.

Petitioner's full name is *Cora Ellen Kirby*, age *26* years.

residence *Ashe*, in the State of *N.C.*, postoffice address

*Blount County of N.C.* State of *N.C.* occupation that of a

*Housewife I am married and have four children*  
*David Lydia A. Age 6 years Minnie Age 4 years*  
*Mollie A. Age 3 years Rott A. Age 6 months*

Attesting witnesses,

Most Respectfully Submitted,

*J. A. Baldern* [SEAL.]

*Cora E. Kirby* [SEAL.]

STATE of *North Carolina* } ss.  
COUNTY of *Ashe*

Personally appeared before me, *L. Hurley*, a Justice of the Peace, the petitioner in the above

petition for Cherokee Indian citizenship in the Cherokee Nation, Indian Territory, U. S. A., who after being duly sworn according to law states that the facts set forth in her said petition above are true as stated therein, this the *5* day of *Aug* 1896.

Attesting witnesses,

*L. Hurley J.P.* [SEAL.]

*J. A. Baldern* [SEAL.]

Subscribed and sworn to before me, *Justice of the Peace* as aforesaid, on this *5* day of *Aug* 1896, and I do certify that I am personally acquainted with *Cora E. Kirby* the said petitioner, and know that she is a credible person and entitled to full faith and credit before any of the Courts of the State of *N.C.*, and that I have no interest directly or indirectly in the prosecution of her said claim for Cherokee Indian citizenship and am not related to her by blood or marriage.

*L. Hurley J.P.*

STATE OF NORTH CAROLINA, } ss.  
Ashe County

I, *PONDREX BLEVINS*, Clerk of the Superior Court of said county, do certify that *L. Hurley*, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts are entitled to full faith and credit; and that his signature thereto is genuine: Witness, my hand and seal of said Court, this *12* day of *August* 1896.

*P. Blevins*  
Clerk Superior Court

In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

State of North Carolina, }  
County of Ashe, } ss:

On this 19th day of August A. D. 1896, personally appeared before the undersigned Justice of the Peace in and for the county of Ashe in the State aforesaid, Alfred Price, aged 76 years, whose postoffice address is Crumpler, Ashe county, N. C., and states that some sixty years ago he personally knew one Ned Sizemore who then lived in Ashe county, North Carolina, and who was a Cherokee Indian of the full blood, having come several years prior to that time from the Cherokee reservation and settled in Ashe county, N. C., that said Ned Sizemore had the appearance of being a full blood Indian, and was so treated and regarded by his neighbors and acquaintances; that said Sizemore died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen who was the father of Lyddia Sizemore who married James Blevins and who was the mother of James, Eli, George, Wells Blevins from whom have sprung a number of the present claimants; that Catharine was the name of a daughter of said Ned Sizemore who married one James Hart and who had several sons and daughters, Margery who married Robert Hash, George Hart who was the father of Margery Peak and Cornelle Peak and Grubb Hart; said Ned Sizemore also had other sons and daughters and said Catharine Hart was the mother of Catharine Caldwell who was the mother of Nancy Caldwell and William D. Baldwin; that said Catharine Hart was the mother also of Ned Hart, Morris Hart and others.

Affiant states these facts from his own personal knowledge and observation. Given this Aug. the 19th, 1896.

[Signed] his  
ALFRED x PRICE.  
mark.

Subscribed and sworn to before me this 19th day of August, 1896, and I certify that the contents of the foregoing affidavit were fully made known to affiant before signing and swearing, and that said Alfred Price is a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed] L. HURLY, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelle Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of court under seal of court.)



In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

STATE OF NORTH CAROLINA, }  
County of Ashe } ss,

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared William Price, aged 86 years, a resident of Ashe county, State of North Carolina, whose postoffice address is Weaversford, N. C., who after being duly sworn states that he was born and raised in Ashe county, N. C., and that some sixty or seventy years ago he well knew one Ned Sizemore who was a full blood Cherokee Indian and made his home at that time on the waters of Cranberry Creek, in Ashe county, N. C.; that said Sizemore had come from the home of the Cherokee tribe in Western N. C., or Ga., some several years prior to the time affiant first knew; that he often went back to where said tribe was located after affiant first knew him but finally made his home in Ashe county, N. C., where he subsequently died; that said Sizemore had a numerous family of sons and daughters, two of whom, Owen Sizemore, a son and Catharine Sizemore, a daughter affiant well and personally knew; that said Owen Sizemore had a daughter, Lyddia who married one James Blevins, and lived in Ashe county, N. C.; that said James and Lyddia Blevins had several sons and daughters from whom have descended a number of the present claimants; that said Catharine Sizemore, a daughter of said Ned Sizemore married one James Hart, and had numerous sons and daughters among whom were Catharine who married one Baldwin and subsequently married one Caldwell, and Margery who married Robert Hash, and settled in Grayson Co., Va., near the Va., and N. C. State line, Ned Hart, who settled in Ashe county N. C., from whom have descended a number of the present claimants. Affiant further states that said Ned Sizemore had every appearance of being a full blood Indian; that he claimed to be a member of the Cherokee tribe and was so recognized by the said Cherokee tribe and members thereof; that he was recognized and treated by his neighbors and acquaintances in Ashe county, N. C., and Grayson county, Va., as a full blood Indian.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

Given under my hand this 11th day of August, A. D. 1896.

Attest [Signed] his

J. H. BARTON,

WILLIAM x PRICE.  
mark.

Sworn to and subscribed before me this 11th day of August, A. D. 1896, and I further certify that I am well acquainted with the said William Price and know him to be a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed]

M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelie Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)

In the matter of the claim of the descend-  
ants of Ned Sizemore to citizenship in the  
Cherokee Nation, I. T,

STATE OF NORTH CAROLINA, }  
County of Ashe } ss,

Before me, the undersigned Justice of the Peace, in and for the coun-  
ty of Ashe, in the State aforesaid, personally appeared Samuel Davis, who  
after being duly sworn, states that he is seventy-seven years of age, a resi-  
dent of Grayson county, Va., whose postoffice address is Grassy Creek,  
Ashe county, N. C.; that he has lived in Grayson county, Va., all his life;  
that about sixty years ago, he well and personally knew one Ned Sizemore,  
who was a Cherokee Indian of the full blood then living in Ashe county,  
county, N. C.; that said Sizemore, prior to that time had come from the  
Cherokee tribe in western North Carolina, or Georgia; that said Sizemore  
had the appearance of a full blood Indian and was so treated and recogniz-  
ed by his neighbors and acquaintances; that he made frequent visits to the  
home of said tribe after affiant first knew him; that he died in Ashe coun-  
ty, N. C., and had a numerous family of sons and daughters, one son Owen  
Sizemore, had a daughter Lyddia who married James Blevins and another  
daughter who married one Stamper, from whom have descended a number  
of these claimants; and that said Ned Sizemore had one daughter Cath-  
arine who married one James Hart; that said James and Catharine Hart  
had sons, Ned and George among others, and Catharine who afterwards  
married one Baldwin and subsequently one Caldwell, and Margery who  
married one Robert Hash and settled in Grayson county, Va., near the N.

In the Matter of the Claim of the Descendants of Ned Sizemore to  
Citizenship in the Cherokee Nation, I. T.:

INDIAN TERRITORY, } ss.  
Cherokee Nation. }

On this, the 2nd day of September, A. D., 1896, personally ap-  
peared before me, the undersigned Notary Public, within and for the  
Northern District of the Indian Territory, William A. Lewis, aged  
seventy-nine years, whose postoffice address is Ft. Gibson, Cherokee  
Nation, I. T., who, after being first duly sworn, deposes and says:  
That he is a Cherokee by birth and came to the Indian Territory with  
the Cherokee tribe on its migration from the east, that he was well  
acquainted with the majority of the members of said tribe who so  
migrated as well as of those who remained in the east; that he  
was well and personally acquainted with one Ned Sizemore, in  
North Carolina, old Cherokee Nation, and knows that he was al-  
ways known and treated as a Cherokee Indian, and from the  
appearance of said Sizemore and his acquaintance with him, affi-  
ant knows him to have been a Cherokee Indian by blood and of  
the full blood; that he knew said Sizemore from about the year  
1822, in North Carolina, and believes that said Sizemore was en-  
rolled in the Cherokee enrollment of about that date, and again in  
the Wafford enrollment.

Affiant further states that he knew one James Hart, whom he be-  
lieves to have been so enrolled and who married Catharine, the daughter  
of said Ned Sizemore, and affiant also remembers that said Ned Size-  
more had a son by name of Owen and also another son by name of  
George. Affiant further states that said Ned Sizemore and his family,  
on the migration of the Cherokees to the Indian Territory, remained  
in North Carolina and from the best of his information he believes  
that said Ned Sizemore afterwards settled, lived and died in Ashe  
County, North Carolina.

Affiant states these facts from his own personal knowledge. Af-  
fiant states that he was born and partially reared a near neighbor to  
the Sizemore and Hart families, and was familiar with them, in school  
and as playmates and associates.

Given under my hand and seal this the day and date first above  
written. *W. A. Lewis* [SEAL]

Subscribed and sworn to before me this, the 2nd day of Sept.,  
1896. *W. A. Lewis*, Notary Public.

My commission expires *Mar 7* 1900.

## Affidavit of Witness.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

Before me, the undersigned Notary Public in and for the Northern District of the Indian Territory, personally appeared J. H. Barton, who after being by me duly sworn states that he is 55 years of age, and a resident of Ashe County, and State of North Carolina, whose postoffice address is Maplewood in said County, and that he is personally acquainted with Lora E. Kirby, who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant further states that the said Lora E. Kirby is the identical person he represents himself to be in application for citizenship in said Nation, and that he has known the said applicant for the past 15 years and knows that she is and has been recognized and treated by his neighbors, acquaintances and the public generally, as a person having Cherokee blood; and that the complexion, physical appearance, language and manners of the said applicant indicate that she is of Cherokee blood. That from above facts and circumstances and from statements made to him by the said applicant affiant states he has every reason to believe and does believe that the said applicant is of Cherokee Indian blood.

Subscribed and sworn to before me, this 3<sup>rd</sup> day of September, A. D., 1896.  
M. H. Davis, Notary Public.

My Commission expires, March 7, 1900.



No 2012 799-

IN THE MATTER OF

Barab Kirby

Claim to Citizenship in .....

Madison, I. T.

Do Crumpler, N. C.,

Repelet

(Sizemore family)

Filed Sept 7-1896

A. S. McKinnon  
Clerk

John Baldwin

Silas Gresham

ME

# AFFIDAVIT OF WITNESS.

STATE OF North Carolina  
COUNTY OF Ashe

Before me, the undersigned, a Justice of the Peace in and for the County and State aforesaid, personally appeared Alfred Price, who after being by me duly sworn states that he is 76 years of age, and a citizen of Ashe County, and State of N.C. and that he is personally acquainted with Cora E. Kirby, who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant further states that the said Cora E. Kirby is the identical person she represents her self to be in her application for citizenship in said Nation, and that the said Cora E. Kirby is one sixteenth Cherokee Indian by blood that she is a daughter of Adaline Jones who was a daughter of Ned Hart who was a son of Catharine Hart was a daughter of Ned Sizemore a full blood Cherokee Indian

Affiant further states that he has known the said Cora E. Kirby for the past 26 years and knows that he is and has been recognized and treated by neighbors, acquaintances and the public generally, as a person having Cherokee Indian blood; and that the complexion, physical appearance, language and manners of the said Cora E. Kirby indicate that the said Cora E. Kirby is of Indian blood. That from the above facts and circumstances and from statements made to him by the said ancestors affiant states he has every reason to believe and does believe that the said Cora E. Kirby is of Cherokee Indian blood.

Affiant further states that he has no interest whatever in the prosecution of the claim of the said Cora E. Kirby to citizenship in the Cherokee Nation, I. T., and that he is not related by blood or marriage to the said Cora E. Kirby

Attest,

Alfred Price  
Justice of the Peace

Subscribed and sworn to before me, this 18 day of August A. D. 1896, and I further certify that I am well acquainted with the said Alfred Price and know him to be a person of credibility and of truth and veracity.

L. Hurley, J. P.  
1896

My commission expires on the \_\_\_\_\_ day of \_\_\_\_\_

I, POINDEXTER BURNETT, Clerk of the Superior Court of said county, do certify that L. Hurley, Esq. signed to the foregoing certificate, was at the time of so doing a Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of said Court, this 19 day of August 1896.

P. Blum  
Clerk Superior Court.

799

6  
135

Nation's No. 1126

Commission's No. ....

In re Application of  
C. S. Kirby

Demurrer and Answer.

FILED SEPT 25 32 \*

A. S. L. K. H. C. L. C.

CO. 1126

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of  
*Wm. E. Kirby*

Nation's No. ....

Commission's No. ....

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the  
said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy,  
and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant *is*  
entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said appli-  
cation, says that *Red Sigeon*  
..... through whom the petitioner claim to derive *his* right  
to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since  
the removal of said Nation, west to the Indian Territory as at present located and defined; that his name  
does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now  
reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *Hutchings, Hastings, & Poudine* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the  
matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the *12th* day of *Sept*, 1896.

*D. J. Ball*

NOTARY PUBLIC.



**End**

860

SERVICE AFFIDAVIT.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

I, J. N. BALDWIN, do solemnly swear that on the Fourth day September, 1896, I, in person, delivered to WM. HASTINGS, FRANK J. BOUDINOT and WM. T. HUTCHINGS, Attorneys for the Cherokee Nation, at Tahlequah, I. T., a package which contained a true copy of the application of

*James Hart* for Citizenship in the Cherokee Nation, Ind. Ter.,

and of the affidavits of *himself, Samuel Davis Wm Price*  
*Alfred Price Wm. A. Lewis & J. H. Burton*

in support of same, the originals, of which are now filed with the Honorable DAWES COMMISSION, at Vinita, Ind. Ter. That affiant has no interest in this matter.

Subscribed and sworn to before me this, the *7* day of September, 1896.

*J. N. Baldwin*  
*W. H. Noble's Salary Public*  
*my Commission expires mar 7<sup>th</sup> 1900*

PETITION AND MEMORIAL  
FOR CHEROKEE INDIAN CITIZENSHIP.

TO The Hon. James Commission;

Your petitioner, James Hart, earnestly and respectfully represents that he is one  
sixteenth Cherokee Indian by blood, deriving the same from his lineal ancestor, the late  
Ned Sigismore through his father Hugh Hart, who was  
a son of Ned Hart, who was a son of Catherine Hart, who was  
a daughter of said Ned Sigismore, who was a Cherokee  
Indian of the full blood

Your petitioner therefore submits to your honorable body the above statement of facts as grounds for his  
application for Cherokee Indian citizenship as aforesaid in the Cherokee Nation and asks for a full and com-  
plete investigation of his claim and if the same is found to be valid and correct as herein stated, that he be  
allowed all the rights, privileges and immunities of other citizens of said Nation.

Petitioner's full name is James Hart, age forty-two years.  
residence Grayson, in the State of Virginia, postoffice address Rugby  
County of Grayson, State of Va, occupation that of a farmer,

and is a married man and the father of three minor chil-  
dren; Joseph M. Hart, aged 18 years; Mary E. Henderson,  
aged 16 years; Sarah E. Hart, aged 10 years

Attesting witnesses,

Most Respectfully Submitted,

[SEAL.]  
[SEAL.]  
State of North Carolina }  
County of Ashe } ss.

James Hart [SEAL.]

Personally appeared before me, M. C. Hark, a Justice of the Peace  
in and for said county in the State aforesaid, James Hart, the petitioner in the above  
petition for Cherokee Indian citizenship in the Cherokee Nation, Indian Territory, U. S. A., who after being  
duly sworn according to law states that the facts set forth in his said petition above are true as stated  
therein, this the 16 day of July 1896

Attesting witnesses,

James Hart [SEAL.]

Subscribed and sworn to before me, a Justice of the Peace as aforesaid, on this 16 day of  
July 1896, and I do certify that I am personally acquainted with James Hart  
the said petitioner, and know that he is a credible person and entitled to full faith and credit before any of the  
Courts of the State of North Carolina and that I have no interest directly or indirectly in the pros-  
ecution of his said claim for Cherokee Indian citizenship and am not related to him by blood or marriage.

M. C. Hark J. P.

STATE OF NORTH CAROLINA } ss.  
Ashe County,

I, POINDEXTER BLEVINS, Clerk of the Superior Court of said county, do certify that M. C. Hark  
Esq., whose name is signed to the foregoing certificate, was at the time of so doing a  
Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts  
are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of  
said Court, this 17 day of August 1896.

P. Blevins  
Clerk Superior Court.



Clayton  
to James Hart-  
to 3 Clamant-  
Cherokee Indian Citizenship

## GENERAL AFFIDAVIT.

IN THE MATTER OF CLAIM.

Of *James Hart* To Cherokee Indian Citizenship.

AFFIDAVIT OF *Claimant*.

State of *North Carolina*  
County of *Ashe*

On this, the *16* day of *July*, A. D., 189*6*, personally before me,

, a Justice of the Peace in and for the county aforesaid, duly authorized to administer oaths, appeared *James Hart*, aged *42* years, a resident of *Grayson* County, and State of *Virginia*, whose postoffice is *Rugby, Va.* who after being duly sworn according to law, says that he is *one sixteenth* Indian by *blood* and a claimant for *Cherokee* Indian citizenship. Affiant further says on oath *that he derives his Indian blood from his ancestor the said Ned Sigmore, who was a Cherokee Indian of the full blood as set out in his Petition and Memorial*

and is a direct lineal descendant of the *Sigmore* family, whose name he believes appears upon the census rolls, that were taken by the United States government, by blood, of the Cherokee tribe of Indians. Affiant further says that he believes the said *Sigmore family* to be of Cherokee Indian blood, and were members of the *Cherokee* tribe of Indians.

Affiant further says he has been taught and has heard from his earliest youth that he is a descendant of a *Cherokee* Indian family and that affiant has been recognized and treated by his neighbors and the public generally as a person of *Cherokee* Indian blood and that from his complexion and physical appearance he has every reason to believe and does believe that he is of *Cherokee* Indian blood and is an admixture of *white* and Cherokee and at least one *Sixteenth* Indian by blood.

Affiant further says the above statements are true to the best of his knowledge and belief.

Subscribed and sworn to before me, this *16* day of *July*, A. D., 189*6*, and I further certify that the foregoing affidavit was read to affiant in my presence. That said affiant is to me personally known (or has been satisfactorily identified before me) and I verily believe him to be a credible person.

*W. B. Hark, J. P.*

In the matter of the claim of the descend-  
ants of Ned Sizemore to citizenship in the  
Cherokee Nation, I. T.

STATE OF NORTH CAROLINA, }  
County of Ashe } SS,

Before me, the undersigned Justice of the Peace, in and for the coun-  
ty of Ashe, in the State aforesaid, personally appeared Samuel Davis, who  
after being duly sworn, states that he is seventy-seven years of age, a resi-  
dent of Grayson county, Va., whose postoffice address is Grassy Creek,  
Ashe county, N. C.; that he has lived in Grayson county, Va., all his life;  
that about sixty years ago, he well and personally knew one Ned Sizemore,  
who was a Cherokee Indian of the full blood then living in Ashe county,  
county, N. C.; that said Sizemore, prior to that time had come from the  
Cherokee tribe in western North Carolina, or Georgia; that said Sizemore  
had the appearance of a full blood Indian and was so treated and recogniz-  
ed by his neighbors and acquaintances; that he made frequent visits to the  
home of said tribe after affiant first knew him; that he died in Ashe coun-  
ty, N. C., and had a numerous family of sons and daughters, one son Owen  
Sizemore, had a daughter Lyddia who married James Blevins and another  
daughter who married one Stamper, from whom have descended a number  
of these claimants; and that said Ned Sizemore had one daughter Cath-  
arine who married one James Hart; that said James and Catharine Hart  
had sons, Ned and George among others, and Catharine who afterwards  
married one Baldwin and subsequently one Caldwell, and Margery who  
married one Robert Hash and settled in Grayson county, Va., near the N.

C., and Va. State line and near the home of affiant; that he often saw said Ned Sizemore at the home of the said Margery Hash, his grand-daughter, and remembers to have seen him there once with a pet bear following him; and that said Ned Sizemore could speak English only very imperfectly.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of said Ned Sizemore's descendants to citizenship in the Cherokee Nation, I. T.

Given under my hand this 10th day of August, A. D. 1896.

[Signed] SAMUEL DAVIS.

Sworn to and subscribed before me this 10th day of August, A. D. 1896, and I certify that I am well acquainted with said Samuel Davis and know him to be entitled to full faith and credit and a truthful person.

[Signed] M. O. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)



In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.,

State of North Carolina, } ss:  
County of Ashe, }

On this 19th, day of August A. D. 1896, personally appeared before the undersigned Justice of the Peace in and for the county of Ashe in the State aforesaid, Alfred Price, aged 76 years, whose postoffice address is Crumpler, Ashe county, N. C., and states that some sixty years ago he personally knew one Ned Sizemore who then lived in Ashe county, North Carolina, and who was a Cherokee Indian of the full blood, having come several years prior to that time from the Cherokee reservation and settled in Ashe county, N. C., that said Ned Sizemore had the appearance of being a full blood Indian, and was so treated and regarded by his neighbors and acquaintances; that said Sizemore died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen who was the father of Lyddia Sizemore who married James Blevins and who was the mother of James, Eli, George, Wells Blevins from whom have sprung a number of the present claimants; that Catharine was the name of a daughter of said Ned Sizemore who married one James Hart and who had several sons and daughters, Margery who married Robert Hash, George Hart who was the father of Margery Peak and Cornelie Peak and Grubb Hart; said Ned Sizemore also had other sons and daughters and said Catharine Hart was the mother of Catharine Caldwell who was the mother of Nancy Caldwell and William D. Baldwin; that said Catharine Hart was the mother also of Ned Hart, Morris Hart and others.

Affiant states these facts from his own personal knowledge and observation. Given this Aug. the 19th, 1896.

[Signed] ALFRED x PRICE.  
his mark.

Subscribed and sworn to before me this 19th day of August, 1896, and I certify that the contents of the foregoing affidavit were fully made known to affiant before signing and swearing, and that said Alfred Price is a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed] L. HURLY, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelie Peak for citizenship in the Cherokee Nation, I. T.

Official character and genuineness of signature of Justice certified by Clerk of court under seal of court.)

In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T,

STATE OF NORTH CAROLINA, }  
County of Ashe } ss,

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared William Price, aged 86 years, a resident of Ashe county, State of North Carolina, whose postoffice address is Weaversford, N. C., who after being duly sworn states that he was born and raised in Ashe county, N. C., and that some sixty or seventy years ago he well knew one Ned Sizemore who was a full blood Cherokee Indian and made his home at that time on the waters of Cranberry Creek, in Ashe county, N. C.; that said Sizemore had come from the home of the Cherokee tribe in Western N. C., or Ga., some several years prior to the time affiant first knew; that he often went back to where said tribe was located after affiant first knew him but finally made his home in Ashe county, N. C., where he subsequently died; that said Sizemore had a numerous family of sons and daughters, two of whom, Owen Sizemore, a son and Catharine Sizemore, a daughter affiant well and personally knew; that said Owen Sizemore had a daughter, Lyddia who married one James Blevins, and lived in Ashe county, N. C.; that said James and Lyddia Blevins had several sons and daughters from whom have descended a number of the present claimants; that said Catharine Sizemore, a daughter of said Ned Sizemore married one James Hart, and had numerous sons and daughters among whom were Catharine who married one Baldwin and subsequently married one Caldwell, and Margery who married Robert Hash, and settled in Grayson Co., Va., near the Va., and N. C. State line, Ned Hart, who settled in Ashe county N. C., from whom have descended a number of the present claimants. Affiant further states that said Ned Sizemore had every appearance of being a full blood Indian; that he claimed to be a member of the Cherokee tribe and was so recognized by the said Cherokee tribe and members thereof; that he was recognized and treated by his neighbors and acquaintances in Ashe county, N. C., and Grayson county, Va., as a full blood Indian.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

Given under my hand this 11th day of August, A. D. 1896.

Attest  
J. H. BARTON,

[Signed]

his  
WILLIAM x PRICE.  
mark.

Sworn to and subscribed before me this 11th day of August, A. D. 1896, and I further certify that I am well acquainted with the said William Price and know him to be a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed]

M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)

In the Matter of the Claim of the Descendants of Ned Sizemore to  
Citizenship in the Cherokee Nation, I. T. :

INDIAN TERRITORY, }  
Cherokee Nation, } ss.

On this, the 2nd day of September, A. D., 1896, personally appeared before me, the undersigned Notary Public, within and for the Northern District of the Indian Territory, William A. Lewis, aged seventy-nine years, whose postoffice address is Ft. Gibson, Cherokee Nation, I. T., who, after being first duly sworn, deposes and says: That he is a Cherokee by birth and came to the Indian Territory with the Cherokee tribe on its migration from the east, that he was well acquainted with the majority of the members of said tribe who so migrated as well as of those who remained in the east; that he was well and personally acquainted with one Ned Sizemore, in North Carolina, old Cherokee Nation, and knows that he was always recognized and treated as a Cherokee Indian, and from the appearance of said Sizemore and his acquaintance with him, affiant knows him to have been a Cherokee Indian by blood and of the full blood; that he knew said Sizemore from about the year 1822, in North Carolina, and believes that said Sizemore was enrolled in the Cherokee enrollment of about that date, and again in the Wafford enrollment.

Affiant further states that he knew one James Hart, whom he believes to have been so enrolled and who married Catharine, the daughter of said Ned Sizemore, and affiant also remembers that said Ned Sizemore had a son by name of Owen and also another son by name of George. Affiant further states that said Ned Sizemore and his family, on the migration of the Cherokees to the Indian Territory, remained in North Carolina and from the best of his information he believes that said Ned Sizemore afterwards settled, lived and died in Ashe County, North Carolina.

Affiant states these facts from his own personal knowledge. Affiant states that he was born and partially reared a near neighbor to the Sizemore and Hart families, and was familiar with them, in school and as playmates and associates.

Given under my hand and seal this the day and date first above written. *W. A. Lewis* [SEAL]

Subscribed and sworn to before me this, the 2nd day of Sept., 1896. *M. H. Gissels* Notary Public.

My commission expires *Mar 7 1900*

## Affidavit of Witness.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

Before me, the undersigned Notary Public in and for the Northern District of the Indian Territory, personally appeared J. H. Barton, who after being by me duly sworn states that he is 55 years of age, and a resident of Ashe County, North Carolina, whose postoffice address is Waverly, in said North Carolina, and that he is personally acquainted with James Hart, who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant further states that the said James Hart is the identical person he represents himself to be in his application for citizenship in said Nation, and that he has known the said applicant for the past 12 years and knows that he is and has been recognized and treated by his neighbors, acquaintances and the public generally, as a person having Cherokee blood; and that the complexion, physical appearance, language and manners of the said applicant indicate that he is of Cherokee blood. That from above facts and circumstances and from statements made to him by the said applicant affiant states he has every reason to believe and does believe that the said applicant is of Cherokee Indian blood.

Subscribed and sworn to before me, this 11 day of September, A. D., 1898.  
J. H. Barton  
M. E. Noble Notary Public.

My Commission expires, March 7, 1900.



No. 2.511 800

IN THE MATTER OF

James Hart

Claim to Citizenship in ~~Cherokee~~

Nation, I. T.

P.O. Rugby, Va.

Respectable  
(Seizure family)

Filed Sept 7-1894

A S M Kinson  
Clerk

John Baldwin

Silas Cress

NC

# AFFIDAVIT OF WITNESS.

State of North Carolina } ss.  
County of  Ashe

Before me, the undersigned, a Justice of the Peace in and for the County and State aforesaid, personally appeared Samuel Davis who after being by me duly sworn states that he is 77 years of age, and a citizen of Groves County, and State of Virginia and that he is personally acquainted with James Hart who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant further states that the said James Hart is the identical person he represents himself to be in his application for citizenship in said Nation, and that the said James Hart who was a son of

Hugh Hart who was a son of Med Hart who was a son of Catharine Hart who was a daughter of Med Sigemon who was a Cherokee Indian of the full blood; and is the father of the following named minor children: Joseph M. Hart, Mary A. Henderson and Sarah C. Hart

Affiant further states that he has known the said James Hart for the past 40 years and knows that he is and has been recognized and treated by his neighbors, acquaintances, and the public generally, as a person having Cherokee Indian blood; and that the complexion, physical appearance, language and manners of the said James Hart indicate that the said James Hart is of Indian blood. That from the above facts and circumstances and from statements made to him by the said James Hart affiant states, he has every reason to believe, and does believe that the said James Hart is of Cherokee Indian blood.

Affiant further states that he has no interest whatever in the prosecution of the claim of the said James Hart to citizenship in the Cherokee Nation, I. T., and that he is not related by blood or marriage to the said James Hart

Subscribed and sworn to before me this 11 day of Aug. A. D., 1896, and I further certify that I am well acquainted with the said Samuel Davis and know him to be a person of credibility and of truth and veracity.

My commission expires on the \_\_\_\_\_ day of \_\_\_\_\_, 1896.

STATE OF NORTH CAROLINA,  
Asst. Clerk.

I, POINDEXER BLEVINS, Clerk of the Superior Court of said county, do certify that M. C. Nash, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of said Court, this 12 day of August, 1896.

P. Blevins  
Clerk Superior Court.

800

9/135

Nation's No. 1406

Commission's No. ....

In re Application of

James D. J.

Demurrer and Answer.

FILED SEPT 29 1906  
A. S. McKENNON

**End**



801

12-801

Nation's No. 1091.  
Commission's No .....  
In re Application of  
Sarah A. Cockirham, et al.

Demurrer and Answer.

25-800

Sup. Ct.

John F.

Hess

A. B. Montgomery, Commissioner  
Before the Honorable Henry L. Davis, Judge

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners,

in the matter of application of  
Sarah Cockerham, et al.

Nation's No. 1091.

Commission's No.

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the  
said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy,  
and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant ~~S. are~~  
entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said appli-  
cation, says that Ned Sizemore

through whom the petitioners claim to derive their right  
to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since  
the removal of said Nation, west to the Indian Territory as at present located and defined; that his name  
does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now  
reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By Hitchings, Hastings & Boudinot. Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the  
matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the 16th day of Sept. 1896.

NOTARY PUBLIC.

SERVICE AFFIDAVIT.

INDIAN TERRITORY, } ss.  
Cherokee Nation. }

I, J. N. BALDWIN, do solemnly swear that on the Fourth day September, 1896, I, in person, delivered to WM. HASTINGS, FRANK J. BOUDINOT and WM. T. HUTCHINGS, Attorneys for the Cherokee Nation, at Tahlequah, I. T., a package which contained a true copy of the application of

*Sarah A Coetserham* for Citizenship in the Cherokee Nation, Ind. Ter.,

and of the affidavits of

*Wm Price, Samil Davis, Wm A. Lewis, J. N. Baldwin & Alfred Price*

in support of same, the originals of which are now filed with the Honorable DAWES COMMISSION, at Vinita, Ind. Ter. That affiant has no interest in this matter.

Subscribed and sworn to before me this, the

*J. N. Baldwin*  
7 day of September, 1896.

*W. H. Davis* Notary Public

*My Commission Expires Mar 7-1900*



# PETITION AND MEMORIAL.

FOR CHEROKEE INDIAN CITIZENSHIP.

TO

*The Hon. House Com.*

Your petitioner, *Sarah A. Coeherham*, earnestly and respectfully represents that she is *one*

*eighteenth* Cherokee Indian by blood, deriving the same from her lineal ancestor, the late *Red Legman*, through *her brother Adeline Jones who* was a daughter of *Red Hart who was a son of* *William Hart who was a daughter of Red Legman* a full blood Cherokee Indian

Your petitioner therefore submits to your honorable body the above statement of facts as grounds for her application for Cherokee Indian citizenship as aforesaid in the Cherokee Nation and asks for a full and complete investigation of her claim and if the same is found to be valid and correct as herein stated, that she be allowed all the rights, privileges and immunities of other citizens of said Nation.

Petitioner's full name is *Sarah A. Coeherham*, age *20* years, residence *Ashe County*, in the State of *N.C.*, postoffice address *Ashe County* County of *Ashe* State of *N.C.* occupation that of a

*Housewife I am married and have two children to wit Elwood O. Age 12, Lee B. 5 years*

Attesting witnesses,

Most Respectfully Submitted,

.....[SEAL.]  
.....[SEAL.]

x *Sarah A. Coeherham* [SEAL]

STATE OF *North Carolina* ss.  
COUNTY OF *Ashe*

Personally appeared before me, *Sidney Ellis*, a Justice of the Peace in and for said county in the State aforesaid, *Sarah A. Coeherham*, the petitioner in the above petition for Cherokee Indian citizenship in the Cherokee Nation, Indian Territory, U. S. A., who after being duly sworn according to law states that the facts set forth in her said petition above are true as stated therein, this the *5<sup>th</sup>* day of *Aug.* 1896.

Attesting witnesses,

*Sidney Ellis, J.P.* [SEAL]

.....[SEAL]  
.....[SEAL]

Subscribed and sworn to before me, a Justice of the Peace as aforesaid, on this *5<sup>th</sup>* day of *Aug.* 1896, and I do certify that I am personally acquainted with the said petitioner, and know that she is a credible person and entitled to full faith and credit before any of the Courts of the State of *North Carolina*, and that I have no interest directly or indirectly in the prosecution of her said claim for Cherokee Indian citizenship and am not related to her by blood or marriage.

*Sidney Ellis, J.P.*

STATE OF NORTH CAROLINA, ss.  
ASHE COUNTY

I, *POINDEXTER BLEVINS*, Clerk of the Superior Court of said county, do certify that *Sidney Ellis*, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of said Court, this *19<sup>th</sup>* day of *August* 1896.

*P. Blevins*  
Clerk Superior Court.

In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.,

State of North Carolina, }  
County of Ashe, } ss:

On this 19th, day of August A. D. 1896, personally appeared before the undersigned Justice of the Peace in and for the county of Ashe in the State aforesaid, Alfred Price, aged 76 years, whose postoffice address is Crumpler, Ashe county, N. C., and states that some sixty years ago he personally knew one Ned Sizemore who then lived in Ashe county, North Carolina, and who was a Cherokee Indian of the full blood, having come several years prior to that time from the Cherokee reservation and settled in Ashe county, N. C., that said Ned Sizemore had the appearance of being a full blood Indian, and was so treated and regarded by his neighbors and acquaintances; that said Sizemore died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen who was the father of Lyddia Sizemore who married James Blevins and who was the mother of James, Eli, George, Wells Blevins from whom have sprung a number of the present claimants; that Catharine was the name of a daughter of said Ned Sizemore who married one James Hart and who had several sons and daughters, Margery who married Robert Hash, George Hart who was the father of Margery Peak and Cornelia Peak and Grubb Hart; said Ned Sizemore also had other sons and daughters and said Catharine Hart was the mother of Catharine Caldwell who was the mother of Nancy Caldwell and William D. Baldwin; that said Catharine Hart was the mother also of Ned Hart, Morris Hart and others.

Affiant states these facts from his own personal knowledge and observation. (Given this Aug. the 19th, 1896.

[Signed] his  
ALFRED x PRICE.  
mark.

Subscribed and sworn to before me this 19th day of August, 1896, and I certify that the contents of the foregoing affidavit were fully made known to affiant before signing and swearing, and that said Alfred Price is a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed] L. HURLY, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.

Official character and genuineness of signature of Justice certified by Clerk of court under seal of court.)

C., and Va. State line and near the home of affiant; that he often saw said Ned Sizemore at the home of the said Margery Hash, his grand-daughter, and remembers to have seen him there once with a pet bear following him; and that said Ned Sizemore could speak English only very imperfectly.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of said Ned Sizemore's descendants to citizenship in the Cherokee Nation, I. T.

Given under my hand this 10th day of August, A. D. 1896.

[Signed] SAMUEL DAVIS.

Sworn to and subscribed before me this 10th day of August, A. D. 1896, and I certify that I am well acquainted with said Samuel Davis and know him to be entitled to full faith and credit and a truthful person.

[Signed] M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)

In the Matter of the Claim of the Descendants of Ned Sizemore to  
Citizenship in the Cherokee Nation, I. T.:

INDIAN TERRITORY, } ss.  
Cherokee Nation.

On this, the 2nd day of September, A. D., 1896, personally ap-  
peared before me, the undersigned Notary Public, within and for the  
Northern District of the Indian Territory, William A. Lewis, aged  
seventy-nine years, whose postoffice address is Ft. Gibson, Cherokee  
Nation, I. T., who, after being first duly sworn, deposes and says:  
That he is a Cherokee by birth and came to the Indian Territory with  
the Cherokee tribe on its migration from the east, that he was well  
acquainted with the majority of the members of said tribe who so  
remained in the east; that he was personally acquainted with one Ned Sizemore, in  
North Carolina, old Cherokee Nation, and knows that he was al-  
ways recognized and treated as a Cherokee Indian, and from the  
appearance of said Sizemore and his acquaintance with him, affi-  
ant knows him to have been a Cherokee Indian by blood and of  
the full blood; that he knew said Sizemore from about the year  
1822, in North Carolina, and believes that said Sizemore was en-  
rolled in the Cherokee enrollment of about that date, and again in  
the Wafford enrollment.

Affiant further states that he knew one James Hart, whom he be-  
lieves to have been so enrolled and who married Catharine, the daughter  
of said Ned Sizemore, and affiant also remembers that said Ned Size-  
more had a son by name of Owen and also another son by name of  
George. Affiant further states that said Ned Sizemore and his family,  
on the migration of the Cherokees to the Indian Territory, remained  
in North Carolina and from the best of his information he believes  
that said Ned Sizemore afterwards settled, lived and died in Ashe  
County, North Carolina.

Affiant states these facts from his own personal knowledge. Af-  
fiant states that he was born and partially reared a near neighbor to  
the Sizemore and Hart families, and was familiar with them, in school  
and as playmates and associates.

Given under my hand and seal this the day and date first above  
written.

Subscribed and sworn to before me this, the 2nd day of Sept.,  
1896.

My commission expires, Mar 2, 1900.



## Affidavit of Witness.

INDIAN TERRITORY, } ss.  
Cherokee Nation. }

Before me, the undersigned Notary Public in and for the Northern District of the Indian Territory, personally appeared W. B. Baldwin, who after being by me duly sworn, states that he is 36 years of age, and a resident of Ashe County, and State of North Carolina, whose postoffice address is Ashe, in said county, and that he is personally acquainted with Wm. A. Cockburn, who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant further states that the said Wm. A. Cockburn is the identical person he represents himself to be in his application for citizenship in said Nation, and that he has known the said applicant for the past 5 years and knows that he is and has been recognized and treated by his neighbors, acquaintances and the public generally, as a person having Cherokee blood; and that the complexion, physical appearance, language and manners of the said applicant indicate that he is of Cherokee blood. That from above facts and circumstances and from statements made to him by the said applicant affiant states he has every reason to believe and does believe that the said applicant is of Cherokee Indian blood.

Subscribed and sworn to before me, this 3 day of September, A. D., 1896.  
W. B. Baldwin, Notary Public.

My Commission expires, March 7, 1900.

No 8624

IN THE MATTER OF

*Leach Acockham*

Claim to Citizenship in .....

Wetzel, I. T.

Po *Bylin N.C.*

*Repecta*

(*Sizmore family*)

FILED SEPT. 1896

A. S. McKENNON

COM'Y

*John B. Cawin*

*Silas Cress*

*me*

# AFFIDAVIT OF WITNESS.

STATE OF North Carolina } ss.  
COUNTY OF Ashe

Before me, the undersigned, a Justice of the Peace in and for the County and State aforesaid, personally appeared Sefred Rice, who after being by me duly sworn states that he is 76 years of age, and a citizen of Ashe County, and State of N.C. and that he is personally acquainted with Samuel F. Lockhart who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant further states that the said Samuel F. Lockhart is the identical person he represents himself to be in his application for citizenship in said Nation, and that the said Samuel F. Lockhart is a daughter of John Jones who was a daughter of Red Hart who was a son of Catherine Hart who was a daughter of Red Sigeon a full blood Cherokee Indian

affiant further states that he has known the said Samuel F. Lockhart for the past 30 years and knows that he is and has been recognized and treated by his neighbors, acquaintances and the public generally, as a person having Cherokee Indian blood; and that the complexion, physical appearance, language and manners of the said Samuel F. Lockhart indicate that the said Lockhart is of Indian blood. That from the above facts and circumstances and from statements made to him by the said Lockhart affiant states he has every reason to believe and does believe that the said Samuel F. Lockhart is of Cherokee Indian blood.

affiant further states that he has no interest whatever in the prosecution of the claim of the said Samuel F. Lockhart to citizenship in the Cherokee Nation, I. T., and that he is not related by blood or marriage to the said Samuel F. Lockhart. That he is of Indian and white blood.  
Attest, Sefred Rice

Subscribed and sworn to before me, this 18 day of Aug A. D. 1896, and I further certify that I am well acquainted with the said Sefred Rice and know him to be a person of credibility and of truth and veracity.

My commission expires on the \_\_\_\_\_ day of \_\_\_\_\_ 1896.

L. Hurley J.P.

STATE OF NORTH CAROLINA } ss.  
ASHE COUNTY,

I, POINDEXTER BLEVINS, Clerk of the Superior Court of said county, do certify that Sefred Rice Esq., whose name is signed to the foregoing certificate, was at the time of so doing a Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of said Court, this 19<sup>th</sup> day of August 1896.

P. Blevins  
Clerk Superior Court.

**End**





SERVICE AFFIDAVIT.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

I, J. N. BALDWIN, do solemnly swear that on the Fourth day September, 1896, I, in person, delivered to WM. HASTINGS, FRANK J. BOUDINOT and WM. T. HUTCHINGS, Attorneys for the Cherokee Nation, at Tahlequah, I. T., a package which contained a true copy of the application of

*Catherine Norcan* for Citizenship in the Cherokee Nation, Ind. Ter.,

and of the affidavits of *her Samuel Davis Wm Price Alfred Price Wm A Lewis & J H Barton*

in support of same, the originals of which are now filed with the Honorable DAWES COMMISSION, at Vinita, Ind. Ter. That affiant has no interest in this matter.

Subscribed and sworn to before me this, the

*7* day of September, 1896.

*my commission expires Mar 7<sup>th</sup> 1900*

*J N Baldwin*  
*W H Roberts*  
Notary Public

Clarice  
by Catherine Dumeau  
3 Annals  
3  
Cherokee Indian  
Citizenship

C  
P  
F

PETITION AND MEMORIAL.

FOR CHEROKEE INDIAN CITIZENSHIP.

TO The Hon. Dawes Commission

Your petitioner, Catharine Duncan, earnestly and respectfully represents that she is one sixteenth Cherokee Indian by blood, deriving the same from her legal ancestor, the late Ned Sizemore through her mother Jennie Hask who was a daughter of Morgan Hask, who was a daughter of Catharine Hask, who was a daughter of said Ned Sizemore, who was a full blood Cherokee Indian

Your petitioner therefore submits to your honorable body the above statement of facts as grounds for her application for Cherokee Indian citizenship as aforesaid in the Cherokee Nation and asks for a full and complete investigation of her claim and if the same is found to be valid and correct as herein stated, that she be allowed all the rights, privileges and immunities of other citizens of said Nation.

Petitioner's full name is Catharine Duncan, age fifty-seven years, residence Grayson Co, in the State of Virginia, postoffice address Edgemoor, County of Grayson, State of Virginia, occupation that of a housewife

Attesting witnesses,

J. H. Bagston [SEAL.]  
R. M. Lane [SEAL.]

STATE OF North Carolina } ss.  
COUNTY OF Ashe }

Most Respectfully Submitted,

Catharine Duncan [SEAL.]  
mark

Personally appeared before me, M. C. Hask, a Justice of the Peace in and for said county in the State aforesaid, Catharine Duncan, the petitioner in the above petition for Cherokee Indian citizenship in the Cherokee Nation, Indian Territory, U. S. A., who after being duly sworn according to law states that the facts set forth in her said petition above are true as stated therein, this the 27 day of July 1896.

Attesting witnesses,

J. H. Bagston [SEAL.]  
R. M. Lane [SEAL.]

Catharine Duncan [SEAL.]  
mark

Subscribed and sworn to before me, a Justice of the Peace as aforesaid, on this 27 day of July 1896, and I do certify that I am personally acquainted with Catharine Duncan the said petitioner, and know that she is a credible person and entitled to full faith and credit before any of the Courts of the State of North Carolina, and that I have no interest directly or indirectly in the prosecution of her said claim for Cherokee Indian citizenship and am not related to her by blood or marriage.

M. C. Hask J. D.

STATE OF NORTH CAROLINA, } ss.  
Ashe County, }

I, POINDEXTER BLEVINS, Clerk of the Superior Court of said county, do certify that M. C. Hask, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of said Court, this 18 day of August 1896.

P. Blevins  
Clerk Superior Court.



In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T,

STATE OF NORTH CAROLINA, }  
County of Ashe } ss,

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared Samuel Davis, who after being duly sworn, states that he is seventy-seven years of age, a resident of Grayson county, Va., whose postoffice address is Grassy Creek, Ashe county, N. C.; that he has lived in Grayson county, Va., all his life; that about sixty years ago, he well and personally knew one Ned Sizemore, who was a Cherokee Indian of the full blood then living in Ashe county, county, N. C.; that said Sizemore, prior to that time had come from the Cherokee tribe in western North Carolina, or Georgia; that said Sizemore had the appearance of a full blood Indian and was so treated and recognized by his neighbors and acquaintances; that he made frequent visits to the home of said tribe after affiant first knew him; that he died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen Sizemore, had a daughter Lyddia who married James Blevins and another daughter who married one Stamper, from whom have descended a number of these claimants; and that said Ned Sizemore had one daughter Catharine who married one James Hart; that said James and Catharine Hart had sons, Ned and George among others, and Catharine who afterwards married one Baldwin and subsequently one Caldwell, and Margery who married one Robert Hash and settled in Grayson county, Va., near the N.

In the Matter of the Claim of the Descendants of Ned Sizemore to  
Citizenship in the Cherokee Nation, I. T.:

INDIAN TERRITORY, ss.  
Cherokee Nation.

On this, the 2nd day of September, A. D., 1896, personally appeared before me, the undersigned Notary Public, within and for the Northern District of the Indian Territory, William A. Lewis, aged seventy-nine years, whose postoffice address is Ft. Gibson, Cherokee Nation, I. T., who, after being first duly sworn, deposes and says: That he is a Cherokee by birth and came to the Indian Territory with the Cherokee tribe on its migration from the east, that he was well acquainted with the majority of the members of said tribe who so migrated as well as of those who remained in the east; that he was personally acquainted with one Ned Sizemore, in North Carolina, old Cherokee Nation, and knows that he was always recognized and treated as a Cherokee Indian, and from the appearance of said Sizemore and his acquaintance with him, affiant knows him to have been a Cherokee Indian by blood and of the full blood; that he knew said Sizemore from about the year 1822, in North Carolina, and believes that said Sizemore was enrolled in the Cherokee enrollment of about that date, and again in the Wafford enrollment.

Affiant further states that he knew one James Hart, whom he believes to have been so enrolled and who married Catharine, the daughter of said Ned Sizemore, and affiant also remembers that said Ned Sizemore had a son by name of Owen and also another son by name of George. Affiant further states that said Ned Sizemore and his family, on the migration of the Cherokees to the Indian Territory, remained in North Carolina and from the best of his information he believes that said Ned Sizemore afterwards settled, lived and died in Ashe County, North Carolina.

Affiant states these facts from his own personal knowledge. Affiant states that he was born and partially reared a near neighbor to the Sizemore and Hart families, and was familiar with them, in school and as playmates and associates.

Given under my hand and seal this the day and date first above written.

Subscribed and sworn to before me this, the 2nd day of Sept., 1896.

Notary Public.  
My commission expires, Mar 7, 1900

## Affidavit of Witness.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

Before me, the undersigned Notary Public in and for the Northern District of the Indian Territory, personally appeared J. H. Barton, who after being by me duly sworn states that he is 55 years of age, and a resident of Ashe County, State of North Carolina, whose postoffice address is Meavensford, in said county, and that he is personally acquainted with Catharine Duncan who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant further states that the said Catharine Duncan is the identical person she represents herself to be in her application for citizenship in said Nation, and that he has known the said applicant for the past 18 years and knows that she is and has been recognized and treated by her neighbors, acquaintances and the public generally, as a person having Cherokee blood; and that the complexion, physical appearance, language and manners of the said applicant indicate that she is of Cherokee blood. That from above facts and circumstances and from statements made to him by the said applicant affiant states he has every reason to believe and does believe that the said applicant is of Cherokee Indian blood.

Subscribed and sworn to before me, this 1st day of September, A. D., 1896.  
M. J. D. D. D. Notary Public.

My Commission expires, March 7, 1900.

No. 2128

IN THE MATTER OF

*Catherine Duncan*

Claim to Citizenship in *Chesapeake*

Nat'l. I. T.

*Do Edgewater, Va*

*Referred*  
*(Stignorie family)*

FILED SEPT. 7. 1896 ☆

A. S. McKENNON

COM'R

*John Baldwin*

*Silas Creek*

*MC*



# AFFIDAVIT OF WITNESS.

STATE OF *North Carolina* } ss.  
COUNTY OF *Ashe* }

Before me, the undersigned, a *Justice of the Peace* in and for the County and State aforesaid, personally appeared *William Rice*, who after being by me duly sworn states that he is *86* years of age, and a citizen of *Ashe* County, and State of *North Carolina* and that he is personally acquainted with *Catharine Dunean*, who is an applicant for citizenship in the *Cherokee* Nation, I. T., and affiant further states that the said *Catharine Dunean* is the identical person, he represents *her* self to be in *her* application for citizenship in said Nation, and that the said *Catharine Dunean* is a daughter of *Jennie Davis* who was a daughter of *Margery Hash* who was a daughter of *Catharine Hart* who was a daughter of *Ned* *Sizimore* who was a Cherokee Indian of the full blood.

Further states that he has known the said *Catharine Dunean* for the past *50* years and that he is and has been recognized and treated by *her* neighbors, acquaintances and the public generally, as a person having *Cherokee* Indian blood; and that the complexion, physical appearance, language and manners of the said *Catharine Dunean* indicate that the said *Catharine Dunean* is of Indian blood. That from the above facts and circumstances and from statements made to *him* by the said *Catharine Dunean* affiant states he has every reason to believe and does believe that the said *Catharine Dunean* is of *Cherokee* Indian blood.

Further states that he has no interest whatever in the prosecution of the claim of the said *Catharine Dunean* to citizenship in the *Cherokee* Nation, I. T., and that he is not related by blood or marriage to the said *Catharine Dunean*.

Attest,

*J. H. Buxton*

*William Rice*

Subscribed and sworn to before me, this *10* day of *August* A. D. 189*6*, and I further certify that I am well acquainted with the said *William Rice* and know *him* to be a person of credibility and of truth and veracity.

*W. C. Hash* J. P.

My commission expires on the \_\_\_\_\_ day of \_\_\_\_\_

189*6*

STATE OF NORTH CAROLINA, } ss.  
Ashe County, }

I, *POINDEXTER BLEVINS*, Clerk of the Superior Court of said county, do certify that *M. C. Hash* Esq., whose name is signed to the foregoing certificate, was at the time of so doing a Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of said Court, this *19* day of *August* 189*6*.

*P. Blevins*  
Clerk Superior Court.

802 0  
1916

Nation's No. 111-2  
Commission's No. ....  
In re Application of

Guthrie

Demurrer and Answer.

FILED SEPT 25 1916  
A. S. LUCKEN  
CLERK

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of

*Calhoun / ...*

Nation's No. ....

Commission's No. ....

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the  
said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy,  
and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant  
entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said appli-  
cation, says that

*John L. Adair* through whom the petitioner claims to derive *of* right  
to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since  
the removal of said Nation, west to the Indian Territory as at present located and defined; that his name  
does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now  
reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *John L. Adair* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the  
matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the *12th* day of *Sept* 1896.

*J. J. Bell*  
NOTARY PUBLIC.

**End**





SERVICE AFFIDAVIT.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

I, J. N. BALDWIN, do solemnly swear that on the Fourth day September, 1896, I, in person, delivered to WM. HASTINGS, FRANK J. BOUDINOT and WM. T. HUTCHINGS, Attorneys for the Cherokee Nation, at Tahlequah, I. T., a package which contained a true copy of the application of Zehulon V. Phipps for Citizenship in the Cherokee Nation, Ind. Ter.,

and of the affidavits of himself, Alfred Price, Wm Price  
Wm A. Lewis, J H Barton & Samuel Davis

in support of same, the originals of which are now filed with the Honorable DAWES COMMISSION, at Vinita, Ind. Ter. That affiant has no interest in this matter.

Subscribed and sworn to before me this, the 7 day of September, 1896.

J N Baldwin  
Notary Public  
My Commission Expires Mar 7<sup>th</sup> 1900

Clarice  
Zachariah C. Phillips  
to Clarice  
Charlotte Indian City  
sent by

# PETITION AND MEMORIAL.

FOR CHEROKEE INDIAN CITIZENSHIP.

TO The Hon. Dances Commission:

Your petitioner, Zebulon V. Phipps, earnestly and respectfully represents that he is one  
thirty-second Cherokee Indian by blood, deriving the same from his lineal ancestor, the late  
Ned Sizemore through his father Nathan Phipps who is a  
son of Mary Ann Phipps who was a daughter of Margery  
Hart, who was a daughter of Catharine Hart, who was  
daughter of said Ned Sizemore, who was a Cherokee  
Indian of the full blood

Your petitioner therefore submits to your honorable body the above statement of facts as grounds for his  
application for Cherokee Indian citizenship as aforesaid in the Cherokee Nation and asks for a full and complete  
investigation of his claim and if the same is found to be valid and correct as herein stated, that he be allowed  
all the rights, privileges and immunities of other citizens of said Nation.

Petitioner's full name is Zebulon Vance Phipps, age thirty-eight years,  
residence Grandview in the State of Missouri, postoffice address Grandview

County of Jackson State of Missouri occupation that of a farmer  
and is a married man and the father of two minor chil-  
dren, Gordon Phipps, aged four years and Rufus Phipps, aged  
two years

Attesting witnesses,

J. M. Phipps [SEAL.]  
Grandview [SEAL.]

Most Respectfully Submitted,

Zebulon V. Phipps [SEAL.]  
mark

STATE OF Missouri ss.  
COUNTY OF Jackson

Personally appeared before me, W. R. Heath a Notary Public  
in and for said county in the State aforesaid, Zebulon V. Phipps, the petitioner in the above  
petition for Cherokee Indian citizenship in the Cherokee Nation, Indian Territory, U. S. A., who after being  
duly sworn according to law states that the facts set forth in his said petition above are true as stated  
therein, this the 8 day of August 1896.

Attesting witnesses,

J. M. Phipps [SEAL.]  
Grandview [SEAL.]

Zebulon V. Phipps [SEAL.]  
mark

Subscribed and sworn to before me, a Notary Public as aforesaid, on this 8 day of  
August 1896, and do certify that I am personally acquainted with Zebulon V. Phipps  
the said petitioner, and I know that he is a credible person and entitled to full faith and credit before any of  
the Courts of the State of Missouri, and that I have no interest directly or indirectly in the  
prosecution of his said claim for Cherokee Indian citizenship and am not related to him by blood or marriage.

W. R. Heath  
My term expires Nov. 12, 1896 Notary Public



# GENERAL AFFIDAVIT.

IN THE MATTER OF CLAIM.

Of *Zebulon V. Phipps* To Cherokee Indian Citizenship.

AFFIDAVIT OF *Claimant*

STATE OF *Missouri*  
COUNTY OF *Jackson*

On this, the *8* day of *August*, A. D., 189*6*, personally before me, *W. H. H. H. H. H.*  
a Notary Public, ~~in and for the county aforesaid~~, duly authorized to administer  
oaths, appeared *Zebulon V. Phipps*, aged *28* years, a resident of *Jackson*  
county, and State of *Missouri*, whose postoffice is *Grandview Mo.*, who after  
being duly sworn according to law, says that he is *one (truly second)* Indian by *blood* and  
a claimant for *Cherokee* Indian citizenship. Affiant further says on oath *that he derives*  
*his Indian blood from his ancestor, the late Ned Sige-*  
*more, a Cherokee Indian of the full blood as set out*  
*in his Petition and Memorial*

and is a direct lineal descendant of the *Sizemore* family, whose name he believes appears  
upon the census rolls, that were taken by the United States government, by blood, of the Cherokee tribe of  
Indians. Affiant further says that he believes the said *Sizemore family* to be of Cherokee  
Indian blood, and were members of the *Cherokee* tribe of Indians.

Affiant further says he has been taught and has heard from his earliest youth that he is a descendant  
of a *Cherokee* Indian family and that affiant has been recognized and treated by his neighbors and  
the public generally as a person of *Cherokee* Indian blood and that from his complexion and physical  
appearance he has every reason to believe and does believe that he is of *Cherokee* Indian blood  
and is an admixture of *white* and Cherokee and at least one *truly second* Indian by blood.

Affiant further says the above statements are true to the best of his knowledge and belief.

*Zebulon V. Phipps*  
*J. M. Phipps*

Subscribed and sworn to before me, this *8* day of *August*  
A. D., 189*6*, and I further certify that the foregoing affidavit was read to affiant  
in my presence. That said affiant is to me personally known (or has been satisfac-  
torily identified before me) and I verily believe him to be a credible person.

*W. H. H. H. H.*  
Notary Public

In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

STATE OF NORTH CAROLINA, } ss,  
County of Ashe

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared Samuel Davis, who after being duly sworn, states that he is seventy-seven years of age, a resident of Grayson county, Va., whose postoffice address is Grassy Creek, Ashe county, N. C.; that he has lived in Grayson county, Va., all his life; that about sixty years ago, he well and personally knew one Ned Sizemore, who was a Cherokee Indian of the full blood then living in Ashe county, N. C.; that said Sizemore, prior to that time had come from the Cherokee tribe in western North Carolina, or Georgia; that said Sizemore had the appearance of a full blood Indian and was so treated and recognized by his neighbors and acquaintances; that he made frequent visits to the home of said tribe after affiant first knew him; that he died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen Sizemore, had a daughter Lyddia who married James Blevins and another daughter who married one Stamper, from whom have descended a number of these claimants; and that said Ned Sizemore had one daughter Catharine who married one James Hart; that said James and Catharine Hart had sons, Ned and George among others, and Catharine who afterwards married one Baldwin and subsequently one Caldwell, and Margery who married one Robert Hash and settled in Grayson county, Va., near the N.

In the Matter of the Claim of the Descendants of Ned Sizemore to  
Citizenship in the Cherokee Nation, I. T.:

INDIAN TERRITORY, } ss. *R*  
Cherokee Nation. }

On this, the 2nd day of September, A. D., 1896, personally appeared before me, the undersigned Notary Public, within and for the Northern District of the Indian Territory, William A. Lewis, aged seventy-nine years, whose postoffice address is Ft. Gibson, Cherokee Nation, I. T., who, after being first duly sworn, deposes and says: That he is a Cherokee by birth and came to the Indian Territory with the Cherokee tribe on its migration from the east, that he was well acquainted with the majority of the members of said tribe who so migrated as well as of those who remained in the east; that he is well and personally acquainted with one Ned Sizemore, in North Carolina, old Cherokee Nation, and knows that he was always recognized and treated as a Cherokee Indian, and from the appearance of said Sizemore and his acquaintance with him, affiant knows him to have been a Cherokee Indian by blood and of the full blood; that he knew said Sizemore from about the year 1822, in North Carolina, and believes that said Sizemore was enrolled in the Cherokee enrollment of about that date, and again in the Wafford enrollment.

Affiant further states that he knew one James Hart, whom he believes to have been so enrolled and who married Catharine, the daughter of said Ned Sizemore, and affiant also remembers that said Ned Sizemore had a son by name of Owen and also another son by name of George. Affiant further states that said Ned Sizemore and his family, on the migration of the Cherokees to the Indian Territory, remained in North Carolina and from the best of his information he believes that said Ned Sizemore afterwards settled, lived and died in Ashe County, North Carolina.

Affiant states these facts from his own personal knowledge. Affiant states that he was born and partially reared a near neighbor to the Sizemore and Hart families, and was familiar with them, in school and as playmates and associates.

Given under my hand and seal this the day and date first above written. *W. A. Lewis* [SEAL]

Subscribed and sworn to before me this, the 2nd day of Sept., 1896. *W. A. Lewis*, Notary Public.

My commission expires *Mar 7 1900*

## Affidavit of Witness.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

Before me, the undersigned Notary Public in and for the Northern District of the Indian Territory, personally appeared J. H. Barton, who after being by me duly sworn states that he is 25 years of age, and a resident of Ashe County, and State of North Carolina, whose postoffice address is Weaversford in said County, that he is personally acquainted with Zeluburn V. Phipps who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant further states that the said Zeluburn V. Phipps is the identical person he represents himself to be in his application for citizenship in said Nation, and that he has known the said applicant for the past 14 years and knows that he is and has been recognized and treated by his neighbors, acquaintances and the public generally, as a person having Cherokee blood; and that the complexion, physical appearance, language and manners of the said applicant indicate that he is of Cherokee blood. That from above facts and circumstances and from statements made to him by the said applicant affiant states he has every reason to believe and does believe that the said applicant is of Cherokee Indian blood.

Subscribed and sworn to before me, this 14 day of September, A. D., 1896.  
M. E. Roberts, Notary Public.

My Commission expires, March 7, 1900.



#3121

No. ....

IN THE MATTER OF

Zebulon V. Phipps

Claim to Citizenship in *Missouri*

Nation, I. T.

Do Grandwin, Mo

(Sizemore family)

FILED SEPT. 7. 1896 \*

W. A. S. MCKENNON\*

*Referred*

John Deawin

Silas Cross

MC

# AFFIDAVIT OF WITNESS.

STATE OF North Carolina  
COUNTY OF Ashe

Before me, the undersigned, a Justice of the Peace in and for the County and State  
aforesaid, personally appeared Samuel Davis who after being by me duly sworn states  
that he is 77 years of age, and a citizen of Haywood County, and State of Virginia  
and that he is personally acquainted with Zebulon V. Phipps, who is an applicant for citizenship  
in the Cherokee Nation, I. T., and affiant further states that the said Zebulon V. Phipps  
is the identical person he represents him self to be in his application for citizenship in said Nation, and  
that the said Zebulon V. Phipps is a son of Nathan Phipps who  
is a son of Mary Ann Phipps who was a daughter  
of Margery Hark who was a daughter of  
William Hart who was a daughter of Wid. Simmons  
who was a Cherokee Indian of the full blood;  
and is the father of the following named minor  
children: Gordon Phipps and Thufus Phipps

Affiant Samuel Davis that he has known the said Zebulon V. Phipps for the past 28 years  
and knows that he is and has been recognized and treated by his neighbors, acquaintances and the public  
generally as a person having Cherokee Indian blood; and that the complexion, physical appearance,  
language and manners of the said Zebulon V. Phipps indicate that the said Zebulon V. Phipps  
is of Cherokee blood. That from the above facts and circumstances and from statements made to him by the said  
Zebulon V. Phipps, affiant states he has every reason to believe and does believe that the said  
Zebulon V. Phipps is of Cherokee Indian blood.

Affiant further states that he has no interest whatever in the prosecution of the claim of the said  
Zebulon V. Phipps to citizenship in the Cherokee Nation, I. T., and that he is not  
related by blood or marriage to the said Zebulon V. Phipps

Attest,

Samuel Davis

Subscribed and sworn to before me, this 10 day of August A. D., 1896, and I further cer-  
tify that I am well acquainted with the said Samuel Davis and know him to be a per-  
son of credibility and of truth and veracity.

M. E. Trask J. C.

My commission expires on the \_\_\_\_\_ day of \_\_\_\_\_ 1896.

STATE OF NORTH CAROLINA, } ss.  
ASHE COUNTY.

I, POINDEXTER BLEVINS, Clerk of the Superior Court of said county, do certify that Samuel Davis  
Samuel Davis, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a  
Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts  
are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of  
said Court, this 19<sup>th</sup> day of August, 1896.

P. B. Blevins  
Clerk Superior Court.

Nation's No. 1747  
Commission's No. ....  
In re Application of

Gibson v. Gibson

**Demurrer and Answer.**

FILED SEP 21 1904  
A. S. J. KENNEDY  
CLERK

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of

*Gabriel J. Stiles*  
for citizenship in the Cherokee Nation.

Nation's No. ....

Commission's No. ....

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the  
said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy,  
and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant .....  
entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said appli-  
cation, says that *Res. Stiles*.....

..... through whom the petitioner..... claim to derive *his*..... right  
to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since  
the removal of said Nation, west to the Indian Territory as at present located and defined; that his name  
does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now  
reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *John L. Adair*..... Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the  
matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, *17th* day of *Sept.* 1896.

*D. J. Bell*  
NOTARY PUBLIC.



**End**



SERVICE AFFIDAVIT.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

I, J. N. BALDWIN, do solemnly swear that on the Fourth day September, 1896, I, in person, delivered to WM. HASTINGS, FRANK J. BOUDINOT and WM. T. HUTCHINGS, Attorneys for the Cherokee Nation, at Tahlequah, I. T., a package which contained a true copy of the application of Emmeline Walls for Citizenship in the Cherokee Nation, Ind. Ter.,

and of the affidavits of himself, Samuel Davis, Alfred Price  
Wm. Price, Wm. A. Lewis and J. H. Barten

in support of same, the originals of which are now filed with the Honorable DAWES COMMISSION, at Vinita, Ind. Ter. That affiant has no interest in this matter.

Subscribed and sworn to before me this, the 4th day of September, 1896.

J. N. Baldwin  
Notary Public  
My Commission Expires March 7, 1900

Clarice

Summeline Wall

Clarice

Cherokee Indian City  
Tennessee



# PETITION AND MEMORIAL.

FOR CHEROKEE INDIAN CITIZENSHIP.

TO The Hon. James Commission.

Your petitioner, Emmeline Walls

....., earnestly and respectfully represents that she is one

sixteenth Cherokee Indian by blood, deriving the same from her lineal ancestor, the late

Ned Sizemore through her mother Mary Ann Peck who was

a daughter of George Hart, who was a son of Catharine

Hart, who was a daughter of said Ned Sizemore

who was a Cherokee Indian of the full blood

Your petitioner therefore submits to your honorable body the above statement of facts as grounds for her application for Cherokee Indian citizenship as aforesaid in the Cherokee Nation and asks for a full and complete investigation of her claim and if the same is found to be valid and correct as herein stated, that she be allowed all the rights, privileges and immunities of other citizens of said Nation.

Petitioner's full name is Emmeline Walls, age 37 years.

residence Smyth Co. in the State of Virginia, postoffice address Bluffville

County of Smyth State of Virginia occupation that of a house-

wife and is a married woman and the mother of the following

named minor children: James O. Walls, aged 16 years

Lara Walls, aged 14 years, Julia Walls, aged 11 years

Simon Walls, aged 9 years, H. L. Walls, aged 4 years

Thomas Walls, aged 3 years, Alice Walls, 2 months

Attesting witnesses, Most Respectfully Submitted,

John Callahan [SEAL.] Emmeline Walls [SEAL.]

H. J. Cook [SEAL.]

STATE OF ..... ss.

COUNTY OF ..... ss.

Personally appeared before me, C. W. Smalley, a Justice of the Peace

in and for said county in the State aforesaid, Emmeline Walls, the petitioner in the above

petition for Cherokee Indian citizenship in the Cherokee Nation, Indian Territory, U. S. A., who after being

duly sworn according to law states that the facts set forth in her said petition above are true as stated

therein, this the 12 day of August 1896.

Attesting witnesses, John Callahan [SEAL.]

H. J. Cook [SEAL.]

Subscribed and sworn to before me, a Justice of the Peace as aforesaid, on this 12 day of

Aug. 1896, and do certify that I am personally acquainted with Emmeline Walls

the said petitioner, and know that she is a credible person and entitled to full faith and credit before any of

the Courts of the State of Virginia, and that I have no interest directly or indirectly in the

prosecution of her said claim for Cherokee Indian citizenship and am not related to her by blood or marriage.

C. W. Smalley J. P.

State of Virginia ss.  
County of Smyth, ss.

FRAME 1

I, W. C. Sutton, Clerk of the County Court in and for the County and State aforesaid, do hereby certify that C. W. Smalley whose name is signed to a married Certificate bearing date the 12 day of August 1896, was at the date thereof a Justice of the Peace in and for said County, duly commissioned as such, and that his acts as such are entitled to full faith and credit. In Witness whereof I have hereunto set my hand and affixed the Seal of said Court at Office in the Town of Marion this 22 day of August 1896.

W. C. Sutton Clerk  
Smyth County Court

Your petitioner, Emmeline Walls, earnestly and respectfully represents that she is one  
sixteenth Cherokee Indian by blood, deriving the same from her lineal ancestor, the late  
Ned Sizemore through her mother Margery Peak, who was  
a daughter of George Hart, who was a son of Catharine  
Hart, who was a daughter of said Ned Sizemore  
who was a Cherokee Indian of the full blood

Your petitioner therefore submits to your honorable body the above statement of facts as grounds for her  
application for Cherokee Indian citizenship as aforesaid in the Cherokee Nation and asks for a full and complete  
investigation of her claim and if the same is found to be valid and correct as herein stated, that she be allowed  
all the rights, privileges and immunities of other citizens of said Nation.

Petitioner's full name is Emmeline Walls, age 37 years,  
residence Smryth Co. In the State of Virginia, postoffice address Chilhowie  
County of Smryth State of Virginia occupation that of a house-  
wife and is a married woman and the mother of the following  
named minor children: James O. Walls, aged 16 years,  
Sara Walls, aged 14 years, John Walls, aged 11 years  
Silla Walls, aged 9 years, Abel Walls, aged 4 years  
James Walls, aged 3 years Allice Walls, 2 months  
Attesting witnesses, Most Respectfully Submitted,

John Callahan [SEAL]  
H. J. Cook [SEAL]

Emmeline Walls [SEAL]  
marry

STATE OF Virginia ss.

COUNTY OF Smryth

Personally appeared before me, C. W. Smaugh, a Justice of the Peace  
in and for said county in the State aforesaid, Emmeline Walls, the petitioner in the above

petition for Cherokee Indian citizenship in the Cherokee Nation, Indian Territory, U. S. A., who after being  
duly sworn according to law states that the facts set forth in her said petition above are true as stated  
therein, this the 12 day of August 1896.

Attesting witnesses,

John Callahan [SEAL]

H. J. Cook [SEAL]

Subscribed and sworn to before me, a Justice of the Peace  
Aug. 1896, and do certify that I am personally acquainted with Emmeline Walls  
the said petitioner, and know that he is a credible person and entitled to full faith and credit before any of  
the Courts of the State of Virginia, and that I have no interest directly or indirectly in the  
prosecution of her said claim for Cherokee Indian citizenship and am not related to her by blood or marriage.

C. W. Smaugh J. P.

State of Virginia ss.  
County of Smryth

W. C. Sutton Clerk of the County  
Court in and for the County and State  
aforesaid Certify that C. W. Smaugh  
whose name is signed to a married  
Certificate bearing date the 12 day of  
August 1896 was at the date thereof  
a Justice of the Peace in and for said  
County duly commissioned as  
such, and that his acts as such  
are entitled to full faith and credit.  
In Witness Whereof I have hereunto  
set my hand and affixed the  
Seal of said Court at Office  
in the Town of Marrion this  
22 day of August 1896.

W. C. Sutton Clerk  
Smryth County Court

FRAME 2

Classic  
Carmelina Walls  
Carmelina  
Cherokee Indian City  
Growth



# GENERAL AFFIDAVIT.

IN THE MATTER OF CLAIM.

Of *Emmeline Walls* To Cherokee Indian Citizenship.

AFFIDAVIT OF *Claimant*

STATE OF *Virginia* }  
COUNTY OF  *Smyth* }

On this, the *12<sup>th</sup>* day of *August* A. D., 189*6*, personally before me... *Le. W. Smaely*  
....., a Justice of the Peace in and for the county aforesaid, duly authorized to administer  
oaths, appeared *Emmeline Walls*....., aged *37* years, a resident of *Smyth*  
county, and State of *Virginia*....., whose postoffice is *Chulhowie Va.*, who after  
being duly sworn according to law, says that *she* is *one sixteenth* Indian by *blood* and  
a claimant for *Cherokee* Indian citizenship. Affiant further says on oath *that she*  
*derives her Indian blood from her ancestor, the late*  
*Ned Sizemore, as set out in her Petition and Me-*  
*morial*

and is a *direct* lineal descendant of the *Sizemore*..... family, whose names *she* believes appears  
upon the census rolls, that were taken by the United States government, by blood, of the Cherokee tribe of  
Indians. Affiant further says that *she* believes the said *Sizemore family* to be of Cherokee  
Indian blood, and were members of the *Cherokee* tribe of Indians.

Affiant further says *she* has been taught and has heard from *her* earliest youth that *she* is a descendant  
of a *Cherokee* Indian family and that affiant has been recognized and treated by *her* neighbors and  
the public generally as a person of *Cherokee* Indian blood and that from *her* complexion and physical  
appearance *she* has every reason to believe and does believe that *she* is of *Cherokee* Indian blood  
and is an admixture of *white* and Cherokee and at least one *sixteenth* Indian by blood.

Affiant further says the above statements are true to the best of *her* knowledge and belief.

*John Callahan* subscribed and sworn to before me, this *12<sup>th</sup>* day of *August*  
*H. G. Cook* A. D., 189*6*, and I further certify that the foregoing affidavit was read to affiant  
in my presence. That said affiant is to me personally known (or has been satisfac-  
torily identified before me) and I verily believe *her* to be a credible person.

*Le. W. Smaely. J. P.*



In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T,

STATE OF NORTH CAROLINA, }  
County of Ashe } ss,

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared Samuel Davis, who after being duly sworn, states that he is seventy-seven years of age, a resident of Grayson county, Va., whose postoffice address is Grassy Creek, Ashe county, N. C.; that he has lived in Grayson county, Va., all his life; that about sixty years ago, he well and personally knew one Ned Sizemore, who was a Cherokee Indian of the full blood then living in Ashe county, county, N. C.; that said Sizemore, prior to that time had come from the Cherokee tribe in western North Carolina, or Georgia; that said Sizemore had the appearance of a full blood Indian and was so treated and recognized by his neighbors and acquaintances; that he made frequent visits to the home of said tribe after affiant first knew him; that he died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen Sizemore, had a daughter Lyddia who married James Blevins and another daughter who married one Stamper, from whom have descended a number of these claimants; and that said Ned Sizemore had one daughter Catharine who married one James Hart; that said James and Catharine Hart had sons, Ned and George among others, and Catharine who afterwards married one Baldwin and subsequently one Caldwell, and Margery who married one Robert Hash and settled in Grayson county, Va., near the N.

In the matter of the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

State of North Carolina, ) ss:  
County of Ashe, )

On this 19th, day of August A. D. 1896, personally appeared before the undersigned Justice of the Peace in and for the county of Ashe in the State of North Carolina, Alfred Price, aged 76 years, whose postoffice address is Crumpler, Ashe county, N. C., and states that some sixty years ago he personally knew and lived with Ned Sizemore who then lived in Ashe county, North Carolina, and who was a Cherokee Indian of the full blood, having come several years prior to that time from the Cherokee reservation and settled in Ashe county, N. C., that said Ned Sizemore had the appearance of being a full blood Indian, and was so treated and regarded by his neighbors and acquaintances; that said Sizemore died in Ashe county, N. C., and had a numerous family of sons and daughters, one son Owen who was the father of Lyddia Sizemore who married James Blevins and who sprang a number of the present claimants; that Catharine was the name of a daughter of said Ned Sizemore who married one James Hart and who had several sons and daughters, Margery who married Robert Hash, George Hart who was the father of Margery Peak and Cornelia Peak and Grubb Hart; said Ned Sizemore also had other sons and daughters and said Catharine Hart was the mother of Catharine Caldwell who was the mother of Nancy Caldwell and William D. Baldwin; that said Catharine Hart was the mother also of Ned Hart, Morris Hart and others.

Affiant states these facts from his own personal knowledge and observation. Given this Aug. the 19th, 1896.

[Signed] ALFRED x PRICE.  
his mark.

Subscribed and sworn to before me this 19th day of August, 1896, and I certify that the contents of the foregoing affidavit were fully made known to said affiant before signing and swearing, and that said Alfred Price is a person of truth and credibility.

Given under my hand this day and date first above written.  
[Signed] L. HURLY, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of court under seal of court.)

In the matter of the claim of the descend-  
ants of Ned Sizemore to citizenship in the  
Cherokee Nation, I. T.,

STATE OF NORTH CAROLINA, }  
County of Ashe } ss,

Before me, the undersigned Justice of the Peace, in and for the county of Ashe, in the State aforesaid, personally appeared William Price, aged 86 years, a resident of Ashe county, State of North Carolina, whose postoffice address is Weaversford, N. C., who after being duly sworn states that he was born and raised in Ashe county, N. C., and that some sixty or seventy years ago he well knew one Ned Sizemore who was a full blood Cherokee Indian and made his home at that time on the waters of Cranberry Creek, in Ashe county, N. C.; that said Sizemore had come from the home of the Cherokee tribe in Western N. C., or Ga., some several years prior to the time affiant first knew; that he often went back to where said tribe was located after affiant first knew him but finally made his home in Ashe county, N. C., where he subsequently died; that said Sizemore had a numerous family of sons and daughters, two of whom, Owen Sizemore, a son and Catharine Sizemore, a daughter affiant well and personally knew; that said Owen Sizemore had a daughter, Lyddia who married one James Blevins, and lived in Ashe county, N. C.; that said James and Lyddia Blevins had several sons and daughters from whom have descended a number of the present claimants; that said Catharine Sizemore, a daughter of said Ned Sizemore married one James Hart, and had numerous sons and daughters among whom were Catharine who married one Baldwin and subsequently married one Caldwell, and Margery who married Robert Hash, and settled in Grayson Co., Va., near the Va., and N. C. State line, Ned Hart, who settled in Ashe county N. C., from whom have descended a number of the present claimants. Affiant further states that said Ned Sizemore had every appearance of being a full blood Indian; that he claimed to be a member of the Cherokee tribe and was so recognized by the said Cherokee tribe and members thereof; that he was recognized and treated by his neighbors and acquaintances in Ashe county, N. C., and Grayson county, Va., as a full blood Indian.

Affiant states these facts from his own personal knowledge and observation and has no interest direct or indirect in the claim of the descendants of Ned Sizemore to citizenship in the Cherokee Nation, I. T.

Given under my hand this 11th day of August, A. D. 1896.

Attest

J. H. BARTON,

[Signed]

WILLIAM x PRICE.  
his  
mark.

Sworn to and subscribed before me this 11th day of August, A. D. 1896, and I further certify that I am well acquainted with the said William Price and know him to be a person of truth and credibility.

Given under my hand this day and date first above written.

[Signed]

M. C. HASH, J. P.

(The foregoing is a copy of an affidavit filed with the Hon. Dawes Commission in the claim of Cornelia Peak for citizenship in the Cherokee Nation, I. T.)

Official character and genuineness of signature of Justice certified by Clerk of Court under seal of Court.)

In the Matter of the Claim of the Descendants of Ned Sizemore to  
Citizenship in the Cherokee Nation, I. T.:

INDIAN TERRITORY, } ss.  
Cherokee Nation. }

On this, the 2nd day of September, A. D., 1896, personally appeared before me, the undersigned Notary Public, within and for the Northern District of the Indian Territory, William A. Lewis, aged seventy-nine years, whose postoffice address is Ft. Gibson, Cherokee Nation, I. T., who, after being first duly sworn, deposes and says: That he is a Cherokee by birth and came to the Indian Territory with the Cherokee tribe on its migration from the east, that he was well acquainted with the majority of the members of said tribe who so migrated as well as of those who remained in the east; that he was well and personally acquainted with one Ned Sizemore, in North Carolina, old Cherokee Nation, and knows that he was always recognized and treated as a Cherokee Indian, and from the appearance of said Sizemore and his acquaintance with him, affiant knows him to have been a Cherokee Indian by blood and of the full blood; that he knew said Sizemore from about the year 1822, in North Carolina, and believes that said Sizemore was enrolled in the Cherokee enrollment of about that date, and again in the Wafford enrollment.

Affiant further states that he knew one James Hart, whom he believes to have been so enrolled and who married Catharine, the daughter of said Ned Sizemore, and affiant also remembers that said Ned Sizemore had a son by name of Owen and also another son by name of George. Affiant further states that said Ned Sizemore and his family, on the migration of the Cherokees to the Indian Territory, remained in North Carolina and from the best of his information he believes that said Ned Sizemore afterwards settled, lived and died in Ashe County, North Carolina.

Affiant states these facts from his own personal knowledge. Affiant states that he was born and partially reared a near neighbor to the Sizemore and Hart families, and was familiar with them, in school and as playmates and associates.

Given under my hand and seal this the day and date first above written.

Subscribed and sworn to before me this, the 2nd day of Sept., 1896.

My commission expires, Mar 7 1900



## Affidavit of Witness.

INDIAN TERRITORY, } ss.  
Cherokee Nation.

Before me, the undersigned Notary Public in and for the Northern District of the Indian Territory, personally appeared J. H. Boster, who after being by me duly sworn states that he is 55 years of age, and a resident of Ashe County, State of North Carolina, whose postoffice address is Waverford, in said county, and that he is personally acquainted with Emiline Walls, who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant further states that the said Emiline Walls is the identical person she represents herself to be in her application for citizenship in said Nation, and that he has known the said applicant for the past 14 years and knows that she is and has been recognized and treated by her neighbors, acquaintances and the public generally, as a person having Cherokee blood; and that the complexion, physical appearance, language and manners of the said applicant indicate that she is of Cherokee blood. That from above facts and circumstances and from statements made to him by the said applicant affiant states he has every reason to believe and does believe that the said applicant is of Cherokee Indian blood.

Subscribed and sworn to before me, this 14 day of September, A. D., 1896.  
J. H. Boster  
M. J. Boster, Notary Public.  
My Commission expires, March 7, 1900.

✓  
No. ~~3022~~ 804

IN THE MATTER OF

*Eunice Wells*

*vs*  
Claim to Citizenship in *Cherokee*

*1/30*  
Nation, I. T.

*Po Chilhowie, Va.*

*Rejected*

*(Sizemore family)*

FILED SEPT. 9. 1896 ☆

A. S. McKENNON

COM'R

*John Baldwin*

*Supt. Creek*

*Rejected*

# AFFIDAVIT OF WITNESS.

STATE OF *North Carolina* } ss.  
COUNTY OF *Ashe*

Before me, the undersigned, a *Justice of the Peace* in and for the County and State aforesaid, personally appeared *Samuel Davis*, who after being by me duly sworn states that he is *77* years of age, and a citizen of *Grayson* County, and State of *Virginia* and that he is personally acquainted with *Emmeline Walls*, who is an applicant for citizenship in the *Cherokee* Nation, I. T., and affiant further states that the said *Emmeline Walls* is the identical person she represents herself to be in her application for citizenship in said Nation, and that the said *Emmeline Walls* is a daughter of *Margery Peak* who was a daughter of *George Hart* who was a son of *Catharine Hart*, who was a daughter of *Ned* *Sizmore* who was a *Cherokee Indian* of the full blood; and is the mother of the following named minor children: *Jamie O. Walls, Sara Walls, C. C. Walls, Nannie Walls, Julia Walls, Lilla Walls, Alice Walls*

Affiant further states that he has known the said *Emmeline Walls* for the past *30* years and knows that she is and has been recognized and treated by her neighbors, acquaintances and the public generally, as a person having *Cherokee* Indian blood; and that the complexion, physical appearance, language and manners of the said *Emmeline Walls* indicate that the said *Emmeline Walls* is of Indian blood. That from the above facts and circumstances and from statements made to him by the said *Emmeline Walls* affiant states he has every reason to believe and does believe that the said *Emmeline Walls* is of *Cherokee* Indian blood.

Affiant further states that he has no interest whatever in the prosecution of the claim of the said *Emmeline Walls* to citizenship in the *Cherokee* Nation, I. T., and that he is not related by blood or marriage to the said *Emmeline Walls*.

Attest,

*Samuel Davis*

Subscribed and sworn to before me, this *11* day of *Aug.* A. D. *1896*, and I further certify that I am well acquainted with the said *Samuel Davis* and know him to be a person of credibility and of truth and veracity.

My commission expires on the day of

*1896*

STATE OF NORTH CAROLINA, } ss.  
ASHE COUNTY,

I, *FOUNDER BLEVINS*, Clerk of the Superior Court of said county, do certify that *M. C. Hadd*, Esq., whose name is signed to the foregoing certificate, was at the time of so doing a Justice of the Peace in and for said county and State, duly commissioned and sworn; that all his official acts are entitled to full faith and credit, and that his signature thereto is genuine. Witness, my hand and seal of said Court, this *19* day of *August* 1896.

*P. Blevins*  
Clerk Superior Court.

804 <sup>a</sup> 136

Nation's No. 1776

Commission's No. ....

In re Application of

*Emmeline Hall.*

**Demurrer and Answer.**

FILED SEPT. 27 1896. ★

A. S. McKENNON

COM 'R'



Before the Honorable, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabanis, and  
A. B. Montgomery, Commissioners.

In the matter of application of  
*Ernestine Nalle*

Nation's No. \_\_\_\_\_

Commission's No. \_\_\_\_\_

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the  
said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy,  
and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant *is*  
entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said appli-  
cation, says that *Red Seymour*

through whom the petitioner claim to derive *her* right  
to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since  
the removal of said Nation, west to the Indian Territory as at present located and defined; that his name  
does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now  
reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *Estimien Hastings & Boudinot* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the  
matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the *17th* day of *July*, 1896.

*D. J. Rice*

NOTARY PUBLIC

**End**

805

Petition  
Delila J. Leuten

No. 1902805

Le. Le. Morton & Co  
Ally

Delilia J. Leuten  
Cherokee Nation

Filed 7 Sept 1896  
H.M. J. J. J. J.  
CCX

Replied

CC Morton & Co  
Ally  
Uniontown  
Ark



To the Howards Commission

Our Citizenship in the  
five Civilized tribes in the  
Indian Territory. Your Petitioner  
~~states~~ respectfully states that she  
is a Cherokee Indian by blood  
and asks to be enrolled as a  
member of the Cherokee Nation  
of Indians in the Indian  
Territory, & that she derives  
her said Indian blood from  
her father, William Serat-  
who is a son of John Serat-  
John Serat- is a son of Susan  
& Miller, and my great grand  
mother, who is a Cherokee  
Indian by blood and is on  
the old Citizenship rolls.  
and drew money with the  
Cherokees in the year 1851 on  
1852, and emigrated from  
the State of Tenn-

Your petitioner states the above  
facts as her lawful ground  
for her application for Citizenship  
in the Cherokee Nation and  
prays that her claim will be  
fully investigated by your  
own

State of Ark  
County of Crawford }

Subscribed and sworn to before me this the  
1st day of Sept 1896

J. H. Wall et al

commission Expires Feb 2/97

Now Commission and that  
 she be judged as a Citizen  
 of said Indian Nation  
 and entitled to all the  
 rights and privileges  
 pertaining to such Citizenship  
 in accordance with the laws  
 and treaties with said Nation  
 of Indians

I am 28 years and P.O. address  
 Mays I.T.

I married to Frank E. Rose  
 in the year 1885 result of  
 that marriage being two  
 children names as follows.  
 W. D. Rose age 10 years  
 J. W. " " 8 " .

The two above children are by  
 my first husband. I am  
 married the second time  
 to one H. Leuten.

Deliah J. Center.

**End**





136-806

Nation's No.

3958

Commission's No

In re Application of

*Sidney Glatterbuch*

Demurrer and Answer.

FILED OCT, 21,

H. M. JACOWAY-

SEC,

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabanis, and  
A. B. Montgomery, Commissioners.

In the matter of application of.....

*Sidney Clattabuck*

Nation's No. ....

Commission's No. ....

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant *is* entitled to citizenship.

Respondent not waiving his ~~afore~~said demurrer, but insisting upon the same for answer to said application, says that..... *The Ancestor*

..... through whom the petitioner..... claim ~~to~~ derive..... *a* right to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *Hutchings, Hutchings & Paul Smith* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the *5* day of *Feb*, 1896.

*D. S. Ball*

NOTARY PUBLIC.

#347/806

Sydney Clatterbuck  
vs

Cherokee Nation

FILED SEPT. 9 1896.

A. S. McKENNON

COM' R

Refused

Crossed Pleas  
Shaw me ST,



To the Commissioners of the Five  
Civilized Tribes.

Vinita Ind. Ter.

Gentlemen,

I, Sidney Clatterbuck, a  
Cherokee Indian, now residing  
at Shawnee in Pottawatomie  
County Oklahoma Territory, hereby  
make application to your honorable  
Commission, to be placed upon  
the roll as a Citizen of the Cherokee  
Indian Nation, and in support  
of this application submit the  
following affidavit  
Said Shawnee, O. T. Sept 7<sup>th</sup> 1896.  
Sidney Clatterbuck  
Applicant

Territory of Oklahoma,  
Pottawatomie County } 88

I, Sidney Clatterbuck, being first  
duly sworn on oath depose and say  
that I was born on or about the 14<sup>th</sup>  
day of July 1838, at Madison County  
in the state of Virginia. That my father's  
name is William Clatterbuck and  
he now resides at Oak Park, Madison  
County Virginia. That my said

father is the son of William Clatterbuck  
who was married to a Cherokee Indian  
woman, whose maiden name was  
Ross and who was a full blood  
Cherokee Indian <sup>woman</sup>. Consequently  
being the grand son of the said  
Cherokee Indian woman Ross  
who married my grandfather  
William Clatterbuck, I am  
a Cherokee Indian.

That I am ready to prove  
my Indian ancestry and  
my right to be placed on the  
roll as a citizen of the Cherokee  
Nation. More fully at such  
time and place as your  
honorable Commission may  
direct  
Sidney Clatterbuck

Subscribed and sworn to before  
me this 7<sup>th</sup> day of September 1896  
by Sidney Clatterbuck

P. O. Cassidy  
Notary Public  
My Com. Expires Nov 25<sup>th</sup> 1899

REGISTRY RECEIPT.

Post Office at

Registered Letter  
Parcel

No. 135-

Rec'd

189

of

Sidney Calcutt  
Shawnee Okla

addressed to

The Governor of the Cherokee Nation  
Tahlequah, La. P.  
M. J. J. J.

P. M.

Territory of Oklahoma  
Pottawatomie County } 83

I, Edwin O. Cassidy of lawful  
age being first duly sworn on  
Oath, do solemnly swear  
that on the 7th day of September 1896,  
I saw a package registered at the  
Postoffice at Shawnee Oklahoma  
Territory, by Sidney Clatterbuck,  
addressed to the Governor of the  
Cherokee Nation, Tahlequah,  
Indian Territory, that registry  
receipt no. 135, hereto attached  
is a receipt for said package,  
which contained true copies of the  
application of Sidney Clatterbuck, and  
of the affidavit of Sidney Clatterbuck  
in support of the same, and that I have no  
interest in this application. Edwin O. Cassidy

Subscribed and sworn to before me by  
the said Edwin O. Cassidy, this 7th day  
of September 1896. ~~Edwin O. Cassidy~~

P. O. Cassidy

Notary Public

My Commission Expires Nov 25<sup>th</sup> 1898



**End**



REGISTRY RECEIPT.

Post Office at

Afton 97

Registered

Letter

No.

178

Rec'd

Sept 9th

1896

of

H H Hubbard Adm

Afton 97

addressed to

Hon J H Mayes

Salt Lake City

James P. Thompson, M.

1890, 1. 1. 1. 9. 1890

9. 1890

10. 1890

128

Celia Dyer & Malinda  
Patterson  
Celia Dyer<sup>(3)</sup> T. Hayworth<sup>(2)</sup>  
Malinda Patterson<sup>(3)</sup> John Dyer

9  
Jno. J. Hubbard



To the Honrs. Henry L. Dawes, Chairman  
and Frank C. Armstrong, A. A. McKenry,  
T. B. Coburn and A. B. Montgomery,  
Commissioners, sitting at Vinita I. T.

The petition of Malinda Pat-  
terson a resident of Jefferson  
County, Texas.

Humbly complaining, your  
petitioner respectfully shows  
unto this Honorable Commission-  
ers that

I She is the daughter of Tena  
Boling who married Isaac  
Moxfield.

II That her mother Tena Mox-  
field was a full blood Cher-  
okee and at the time of her  
marriage with said Moxfield  
lived with her people.

III Your petitioner further shows  
that she is a full one half  
blood Cherokee, and as such she  
is advised that she is entitled to  
rights of Citizenship and distribu-  
ion in the Indian T<sup>y</sup>, and that she  
may come before your Honorable  
Commission and have her  
name legally enrolled and her  
rights established.

She therefore prays:

I.

- (1) That she be allowed to file this her petition before your Honorable Commission,
- (2) That your Honorable Commission adjudicate her rights to
- (3) Citizenship and distribution and that her name be enrolled as provided under the U.S. Statute and
- (4) That the affidavits herewith filed
- (5) Marked Exhibits be taken as a part of this petition
- (6) and that if the same be not competent and sufficient, that she be
- (7) allowed to file other & additional proof and if this petition be not in form that she be allowed to amend same so as to set up her rights under the rules of your Honorable Commission.

II.

She prays for general relief and special and different relief to which she may be entitled in right, and under said U.S. Statute.

Melinda Patterson

State of Tennessee  
Jefferson County }

Personally appeared Mollie Patterson  
came before me and made oath  
in due form of law that the  
facts set forth in the foregoing  
petition are true and that she  
is a full half blood Cherokee &  
as such entitled to citizenship  
and distribution and participation  
with her nation, Cherokee, now  
in the Indian Territory.

Sworn to & subscribed  
before me this Sept.  
1st 1896.

W. L. Gordon  
Notary Public

Law Office of  
Caswell A. Frame.  
Rooms 2 & 3 Bank Bldg.  
Mossy Creek, Tenn.

To whom it may concern:

Melinda Patterson testified as follows:

I am full half blood Cherokee and  
live in Jefferson County, Tenn, and  
have the following children:

Isaac Patterson, Jeff. Co. Tenn.  
Ismael " " "  
Nancy " who is dead & no issue  
Mortie " Missouri  
Julia " Camden, Kansas  
John " Jeff. Co. Tenn.  
Samuel " Cocke Co. Tenn.  
Mory " Jeff. Co. Tenn.

State of Tennessee  
Jefferson County } Personally appeared  
Melinda Patterson

and made oath in due form that  
the facts are true.

Sworn to and subscribed before  
me this day 21<sup>st</sup> 1896

Melinda Patterson

W. H. Lewis  
Notary Public



Law Office of  
Caswell A. Frame,  
Rooms 2 & 3 Bank Bldg.  
Mossy Creek, Tenn.

To whom it may concern:

John Dyer, aged 66 years, testified as follows:

I: I live in Jefferson County, Tenn. -

II: I knew Tena Boling, she was a full blood Cherokee, and was always so accepted -

III: She married Isaac Maxfield and they had the following children: Malinda Maxfield who married Calvin Patterson, and Colin Maxfield who married John Dyer.

IV: Tena Boling who married Isaac Maxfield has been dead about 3 years.

V: Colin Dyer and Malinda Patterson are both half blood Cherokee -

State of Tennessee }  
Jefferson County } Personally appeared  
John Dyer and made

oath in due form of law that the facts above stated are ~~as follows~~ true.

Sworn to and subscribed }  
before me this day 31<sup>st</sup>/89. }

John Dyer

W. H. Jenkins  
Notary Public

Law Office of  
Caswell A. Frame,  
Rooms 2 & 3 Bank Bldg.  
Mossy Creek, Tenn.

To whom it may Concern:

In re  
Malinda Patterson

Personally appeared before me  
W. T. Hayworth who made oath in  
due form of law that these facts:

I: I am 63 years old, (white) and reside in  
Jefferson County, Tennessee and have always  
lived in this County.

II: I was acquainted with Tina Mor-  
field while she was living in this County.

(2) Tina Morfield had several children:

Malinda, who married a Patterson, is now  
known as Malinda Patterson. Celia who mar-

(3) ried a Dyer and is now known as a Dyer.  
She has other children.

(4) Celia & Malinda both now live in Jeff-  
erson County.

III Tina Morfield had the reputation of being  
a full blood Cherokee and looked like one.  
I never heard the fact of her full blood being  
questioned.

IV: Celia Dyer & Malinda Patterson are both full  
half blood and so pass here.

State of Tennessee  
Jefferson County

Personally appeared W. T. Hayworth  
known & made oath that above  
facts are true.

Sworn to & subscribed before me W. T. Hayworth  
this Aug. 27<sup>th</sup> 1896. Attest my hand

Law Office of  
Caswell A. Frame,  
Rooms 2 & 3 Bank Bldg  
Massy Creek, Tenn.

To whom it may concern:

In re

Malinda Patterson

Personally appeared Celia  
Oyer to me personally known,  
who testified as follows:

- I: I am the sister of Malinda Patterson  
and am acquainted with her.
- II: Her mother's name was Tena Bowling  
before her marriage to Isaac Moxfield.
- III: Tena Bowling was a full blood Cherokee  
Indian & married Isaac Moxfield.
- IV: Malinda Patterson who was Malinda Mox-  
field before marriage is the daughter of  
Tena Bowling Moxfield and is full  
half blood Cherokee. Tena Bowling is dead.
- V: She lives in Jefferson County, Tennessee & has  
lived in said County for more than 40 years.

State of Tennessee  
Jefferson County

Personally appeared Celia  
Oyer before me and made oath  
in due form of law that the facts  
set forth in the foregoing statement are true ac-  
cording to her best information and belief.  
Given to and subscribed before  
me, this Aug. 3<sup>rd</sup> 1896.

Celia Oyer

W. H. L. Harris  
Notary Public

Law Office of  
Caswell A. Frame,  
Rooms 2 & 3 Bank Bldg.  
Mossy Creek, Tenn.

To whom it may Concern:

In re  
Malinda Patterson } Malinda Patterson appears  
before me and testifies as  
follows:

- I: My mother, Tena Bohing, married Isaac  
McNiff, and moved from her people to  
Greene Co.
- II: My mother was living with the Chero-  
kees at the time of her marriage. She  
was a full blood Cherokee.
- III: My mother has been dead about 24 years,  
but was considered by the people and  
and the white people as being full blood  
Cherokee; and she so informed me and  
the rest of her children, and was always  
so regarded.
- IV I am about 66 years old and live in  
Jefferson County, Tenn. -

State of Tennessee  
Jefferson County } Malinda Patterson appears before  
me and testifies as follows:  
I am personally acquainted  
with her and know the above  
facts are true.

Sworn to and subscribed before me this Aug 31<sup>st</sup> 1896.  
J. H. Lusk  
Notary Public

Malinda Patterson



Law Office of  
Caswell A. Frame.  
Rooms 2 & 3 Bank Bldg.  
Mossy Creek, Tenn.

To whom it may Concern:

Personally appeared Celia Dyer and  
Testified as follows:

I I am the daughter of Fena Poling who  
married Isaac McBride:

II My mother was free blood Cherokee & I  
am free half blood, and I have  
the following Children living:

III:  
Amanda Dyer, (Married) now Bridges  
Maggie " " " " Greenlee  
James " " " " "  
Ann " " " " "  
John " " " " "  
Sallie " " " " "  
Mike " " " " "  
Rachael " (married) James Cunningham

State of Tennessee } Personally appeared Celia  
Jefferson County } Dyer and made oath in due  
form of law that the above  
facts are true.

Sworn to and subscribed  
before me this Aug. 21<sup>st</sup> 1896

Celia Dyer

Law Office of  
Caswell A. Frame,  
Rooms 2 & 3 Bank Bldg.  
Mossy Creek, Tenn.

To whom it may concern:

In re.  
Celia Dyer

Personally appeared Celia  
Dyer before me and made  
oath in due form as follows:

- I (1) My mother was a full blood Chero-  
(2) kee Indian; her name before mar-  
riage was Tena Soling. She mar-  
(3) ried Isaac Morfield, who was half white  
and half Colored.
- II: My mother, at the time of her marriage  
(as I learned from her and my father),  
was living with her Cherokee people.
- III: My father & mother moved to Grainger County  
Tennessee, where they raised a family and  
where I lived until about 30 years ago, when  
I moved to Jefferson County, where I  
now live.
- IV: I am full half blood Cherokee.

State of Tennessee, Personally appeared Celia  
Jefferson County, Dyer and made oath in due form  
That the above stated facts are true.

Subscribed before  
me this 29th day of Aug. 31st 1896.

Celia Dyer

Law Office of  
Caswell A. Frame.  
Rooms 2 & 3 Bank Bldg.  
Mossy Creek, Tenn.

To whom it may Concern:

In re. } Personally appeared Melinda  
Celia Oyer } Patterson made oath in due form  
of law to the following facts

- I: I know Celia Oyer. She lives in Jefferson County, Tenn. and is about 64 years old.
- II: I knew her mother who was Fena Boling before she married Isaac Morfield.
- III: Fena Boling was a full blooded Cherokee Indian.
- IV: Celia Oyer, now was Celia Morfield before she married John Oyer, is the daughter of Fena Boling.
- V: She lives in Jefferson Co. Tenn. & has lived in said Co. for about 30 years. Fena Boling is dead.

State of Tennessee }  
Jefferson County }

Personally appeared Melinda Patterson, with whom I am personally acquainted and who made oath in due form of law that the foregoing facts are true according to her best information & belief.

Sworn to & subscribed before me }  
This day, 31<sup>st</sup> 1896.

Melinda Patterson

Law Office of  
Caswell A. Frame,  
Rooms 2 & 3 Bank Bldg.  
Mossy Creek, Tenn.

To whom it may concern:

In re. } Personally appeared before me W. J.  
Celia Dyer } Hayworth who testified as follows:

I I am 63 years of age, (white) and  
reside in Jefferson County, Tennessee & have  
always lived in this County.

II I was acquainted with Tena Moxfield  
while she was living. Tena Moxfield had  
two children: Celia Dyer, whom I have  
known since she was a little girl, and  
Malinda Patterson, whom I only knew slightly.  
She also has other children.

III: Tena Moxfield had the reputation of  
being a full blood Cherokee and so  
passed in the community. She looked  
to be a full blood and I never heard  
it questioned. She has been dead several  
years.

IV: Celia Dyer and Malinda Patterson both now live  
in Jefferson County, Tenn., and are known as half  
blood Cherokee.

State of Tennessee } Personally appeared W. J. Hayworth  
Jefferson County } to me personally acquainted & made  
with in due form of law that  
the above facts are true.

Sworn to and subscribed  
before me Aug 21<sup>st</sup> 1896  
W. J. Hayworth  
Notary Public

W. J. Hayworth



To the Honrs. Henry L. Dawes, Chairman  
and Frank C. Armstrong, S. S. McKen-  
non, T. B. Collier and A. B. Montgomery,  
Commissioners sitting at Vinita, I. T.

The petition of Mrs. Celia Dyer  
a resident of Jefferson County, Tex.

Your petitioners respectfully  
shows:

I. (1) That her mother Fena Boling,  
who many years ago married one  
(2) Isaac Maxfield, that at the time  
of her marriage she was living  
with her people, the Cherokees.

II. She further shows that her mother  
Fena Boling Maxfield was a  
full blood Cherokee as fully  
appears by affidavits, marked  
"Exhibits"

and made a part of this petition.

III. Petitioner respectfully shows that  
she is full, full blood Cherokee  
and is advised that she may lose  
her rights declared and adjudicated  
by your Honorable Commission.  
She therefore prays:

I

That this her petition be proper-  
ly filed, considered and that her  
rights in the Indian Territory be

adjudged and that your Honorable  
Commission order & decree that  
her name be enrolled as one  
entitled to citizenship and distrib-  
tion the lands of the United States  
passed in 1896 and under which  
this Honorable Commission is  
acting.

II:

She prays if in any manner she  
has failed to present her claim in  
proper form or that satisfactory  
proof does not appear from this  
petition that she be allowed to  
file further and more abundant  
proof.

III:

She prays for general relief and  
such other and different relief to  
which she may be entitled under  
said U. S. Statute.

Celia Dyer

State of Tennessee }  
Jefferson County }

Personally appeared Celia Dyer  
before me, and made oath in due form  
that the facts set forth in above petition  
are true, and that she is entitled

to all and singular the rights of  
Citizenship & distribution in the  
Indian Ty. to which a full one  
half blood Cherokee is entitled.  
Brought to subscription  
before me this day.  
31<sup>st</sup> 1896.

W. H. H. H.  
Notary Public  
( )

No  
NOV 76-3808

=====

HOLDING COPY

TO HERBERT INDIAN CITIZENSHIP

=====

UNITED STATES COMMISSION

TO THE FIVE CIVILIZED TRIBES

=====

APPLICATION OF [illegible]

APPLICATION OF Wallace Patterson, [illegible]

=====

with inclosures supporting the same

FILE 9

=====

=====

H. H. HARRIS & SON.

OSWELL H. HARRIS.

ATTYS.



Nation's No. 4494  
Commission's No. 517

In re Application of

*Melinda Patterson*

Demurrer and Answer.

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of

*Malinda Patterson*

Nation's No.

Commission's No.

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant is entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said application, says that

*The Applicant* through whom the petitioner claims to derive a right to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *Hutchings, Hastings & Baulin* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the

day of

1896.

NOTARY PUBLIC.

**End**





John P. Kennedy  
to  
Mollie Holcom  
Case No. 3

John P. Kennedy

Stratford

# MARRIAGE LICENSE.

State of  
Arkansas.

Fort Smith District.

County of  
Sebastian.

## To any Person Authorized by Law to Solemnize Marriage--Greeting:

YOU ARE HEREBY COMMANDED to solemnize the Rite and publish the Bans of Matrimony between  
Mr. John P. Kennedy of the County of Choctaw Nation  
and State of Indian Territory, aged 24 years; and Miss Mollie Holson  
of the County of Choctaw Nation and State of Indian Territory aged 17 years;  
according to law. And do you officially sign and return this license to the parties herein named.

Witness my hand and official seal, this 20th day of June 1894

C. H. Howe  
Clerk of the County Court.

By Charles Hoffmann D. C.

## CERTIFICATE OF MARRIAGE.

STATE OF ARKANSAS,  
COUNTY OF Sebastian I, John Kennedy do hereby certify  
that on the 20th day of June A. D., 1894, I did duly and according to law, as commanded  
in the foregoing License, solemnize the Rite and Publish the Bans of Matrimony between the parties therein named.  
My credentials are recorded in \_\_\_\_\_ County, Ark. John Kennedy

## CERTIFICATE OF RECORD.

State of Arkansas,  
County of Sebastian,  
Fort Smith District. } I, C. H. HOWE, Clerk of the County Court of said County, hereby certify that the above  
License for, and certificate of Marriage of John P. Kennedy and Mollie Holson  
were on the 21st day of June 1894 filed in my office, and the same are now duly recorded  
on page 390 of Book 6 of Marriage Records.  
Witness my hand and the seal of said court, this 21st day of June 1894

C. H. Howe  
Clerk of the County Court.  
By Charles Hoffmann D. C.

Nation's No.

35-80

Commission's No.

In re Application of

*John D. Kennon*

**Demurrer and Answer.**

FILED SEPT. 28 1890.

A. S. McKENNON

COM 'R'

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of  
*John D. Shumoff*

Nation's No. *3680*

Commission's No. \_\_\_\_\_

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said application, says that:

*Returned with Halson*  
through whom the petitioner claim to derive right to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof. *and*

*That applicant has not complied with the Intermarriage laws of the Cherokee Nation and could not become a citizen of said Nation. on the contrary he was married according to the laws of the State of Oklahoma*

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *Huttlings, Hottel & Bondine* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, *26* day of *Sept* 1896.

*J. B. Bell*

NOTARY PUBLIC.



No. 2072 808  
Application  
of

John D. Kennedy  
Enrollment in Cherokee  
Nation S.F.

Filed on the 8 day of  
Sept 1894

Wm Brown  
Clerk

U. S. Commissioner

43 Walker Street

For Petitioner -

Rejected

Application For Enrollment.  
Before the United States Commission To  
The Five Civilized Tribes of Indians of Ind. Territory.

John. D. Kennedy - Petitioner }  
No. 7 } Application for  
The Cherokee Nation, Ind. Terr. } Admission and  
Respondent } Enrollment.

To the Above Mentioned Honorable Commission.

Your Petitioner John. D.  
Kennedy. States That He was Married to  
Mollie. Holson - A Cherokee Indian By  
Blood - Your petitioner procured A Marriage  
License - From the Clerk of Sebastian Coun-  
ty Arkansas. And was Married on the  
20. day of June A.D. 1894 - In the City of  
Fort Smith Arkansas. By John Kennedy  
A Justice of The Peace of said Sebastian County.  
The Said Mollie. Kennedy. (Ne Holson) was  
and has been duly recognized by the proper  
authorities of the Cherokee Nation or Tribe of  
Indians of Indian Territory -

The Said Mollie. Kennedy ne Mollie Holson's  
Name Appears on the Authenticated Rolls  
of the Said Cherokee Indians of the year of  
A.D. 1894 - Her Name appears on said  
Rolls as Mollie. Holson. As a Cherokee In-  
dian By Blood.

Your Petitioner is the Lawfull  
Husband of the Said Mollie. Holson.  
Mollie. Holson. And your  
Petitioner A White Man was Lawfully

Married According to Law: The License  
herby attached and Made a part of this  
petition.

That Under The Constitution, Laws, Usages  
and Customs of The said Cherokee Nation  
or Tribe of Indians of Indian Territory.

And the Laws of the United States and Treaties  
with said Indians - Your petitioner is  
Entitled to be Admitted and Enrolled as a  
Citizen and Member of said Cherokee Tribe  
of Indians of Indian Territory - And Entitled to  
all the Rights, Benefits, Privileges and Immunities  
of other Cherokee Indians by blood.

Wherefore the Premises considered.

Your petitioner prays that his Name be  
Enrolled and Admitted to all the Rights  
Benefits, Privileges, and Immunities of other  
Cherokee Indians in and to the Cherokee  
Nation or Tribe of Indians of Ind. Territory -  
And your petitioner will ever pray.

A. B. Walker - Atty for Petitioner

The Aforesaid petitioner John D. Kennedy,  
says that the Statement set forth in the  
above and foregoing petition are true  
According to his Best Knowledge Information  
and Belief -

John D. Kennedy  
Petitioner

Subscribed and Sworn to before me this  
the 2nd day of September A.D. 1896.

W. M. Inman

Notary Public.



**End**



809

**REGISTRY RECEIPT.**

Post Office at VINITA.  
 Registered Letter No. 575 Rec'd SFP 9-1896  
Cherokee Nation, Ind. Ter. 189  
 of M M Edmiston  
 addressed to J H Mayes  
Tahlequah I. T.  
D A Frazer L. M.

**SERVICE AFFIDAVIT.**

INDIAN TERRITORY, } ss.  
 Cherokee Nation. }  
 I, R. L. RUDISILL, do solemnly swear that on the 8<sup>th</sup> day of September, 1896, I saw a package registered at the Postoffice at Vinita, I. T., addressed to S. H. MAYES, Governor or Chief of the Cherokee Nation, Tahlequah, Ind. Ter., that registry receipt, No. 575, hereto attached, is a receipt for said package, which contained true copies of the application of Mariah Cochran

and of the affidavits of Mariah Cochran and A. D. Cochran

in support of same. That affiant has no interest in this matter.

Subscribed and sworn to before me this, the 8<sup>th</sup> day of September, 1896.

R. L. Rudisill  
W. S. Stanfield

APPLICATION FOR ENROLLMENT.

Before the Honorable, THE DAWES COMMISSION, duly appointed and authorized to hear and determine applications for citizenship in the Indian Territory:

In re-application of *Mariah Cochran* for Citizenship in the Cherokee Nation, Indian Territory.

Your petitioner, *Mariah Cochran*, being duly sworn, represents that & he is a *Cherokee* Indian by blood and entitled to the rights, privileges and benefits of Indians of the Cherokee Nation, Ind. Ter.

That *Peggy Moon* *Great grand mother of petitioner* whose name, petitioner believes, appears on the Cherokee Indian rolls, regularly made and adopted in the year 1835, was a Cherokee Indian by blood, through whom petitioner claims *her* rights to Citizenship in said Nation, together with the rights of *her* children. The names, age and sex of said children are as follows:

NAMES.	AGE.	SEX.
<i>Mary H. Fisher nee Cochran</i>	<i>20</i>	<i>Female</i>
<i>Frank Cochran</i>	<i>19</i>	<i>Male</i>
<i>Earnest Cochran</i>	<i>16</i>	<i>Male</i>
<i>Maud Nettie Cochran</i>	<i>14</i>	<i>Female</i>
<i>Albert D. Cochran</i>	<i>12</i>	<i>Male</i>
<i>Charles C. Cochran</i>	<i>10</i>	<i>Male</i>
<i>Roy B. Cochran</i>	<i>8</i>	<i>Male</i>
<i>Ida W. M. Cochran</i>	<i>5</i>	<i>Female</i>
<i>Willie Delsat Cochran</i>	<i>2</i>	<i>Female</i>

That neither your petitioner or ancestors have, at any time, taken a reservation in the old Cherokee country or upon any neutral Indian lands.

That petitioner is *40* years of age, and a resident of *Coodys Bluff, D. T.*

Your petitioner further states that *she* has not, to the best of *her* knowledge, violated any of the laws or treaties governing the rights of Cherokee Indians or those claiming rights as such and that *her* name not appearing on the rolls of said Indians is no fault of petitioner.

Your petitioner herewith submits the evidence *she* desires considered and prays that on the final hearing in the premises, *her* name and that of *her* children be placed on the rolls to be prepared, and applicant's rights, with those of *her* said children, be determined as per the proof herewith, and the laws and treaties governing.

Subscribed and sworn to before me this *8* day of *Sept*, 189*6*

*Mariah Cochran*  
*Harry E. Davis*, Notary Public.  
My commission expires *May 11-1900*

Cherokee Nation }  
Indian Territory } S.S.

16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
Mariah Cochran being duly sworn  
on oath says. My name is Mariah Cochran. My age  
is 40 years. My post office address is Coody's Bluff, I. T.  
I am the applicant for Citizenship in this case.  
My father's name <sup>is</sup> James N. Moor. and James N. Moor  
was the son of Stephen Moor. And Stephen Moor was  
a son, or a nephew of Peggy Moor, I am not certain  
which, but <sup>he</sup> was one or the other, as I have been  
taught from infancy, and by family traditions.  
The names, ages and sex of my children are  
correctly given in my application herewith attached.  
My brother John C. Moor has a separate application  
for Citizenship, filed before the Daws Commission,  
and the evidence filed in said John C. Moor claim  
is the evidence upon which I expect to prove  
my claim, and ask that the evidence in  
said John C. Moor's case be used and considered  
as the evidence in this case. I am informed from family  
history that Peggy Moor was a resident  
of Georgia -

Mariah Cochran

Sworn to and subscribed before me this 8<sup>th</sup> day of  
Sept 1896

Harvey C. Dyer, Clerk.

Notary Public, My Commission Expires May 11th, 1900.



No 979 1/2 80%

Mariah Cokeraw

<sup>vs</sup>

Charles Nation

Filed Sept 8 "1896

*Replied*

In Evidence in  
L C Moore's case -

EDMISTON  
-LAWYER.

L. order's Bluff,  
1896.

Before the Honorable James  
Commission,

In re - Mariah Cochran

vs

The Cherokee Nation

Now comes the above named Mariah  
Cochran, by her atty. W M Edmiston  
and moves the above named Honorable  
Commission to consolidate this  
case or application with the appli-  
cation of John C. Moore et al do  
for the reasons that the evidence  
in said case is material to affiant's  
case or application said John C. Moore  
et al tracing their lineage to the  
same ancestor, Peggy Moore, as does  
petitioner herein.

And your petitioner prays her  
said case to be considered together  
in the light of the evidence filed  
in the two cases.

Mariah Cochran  
By W M Edmiston

Cherokee Nation }  
Indian Territory } S.S.

A. D. Cochran being duly sworn  
says: I am the husband of Mariah Cochran the  
applicant for citizenship in this case. I also know &  
still know James N. More the father of Applicant. I  
have known him for about 20 years. In my earliest  
acquaintance with him he has frequently told me  
that he was of Cherokee descent. I have often heard  
him say that he would like to go to the Indian Ter-  
ritory and live with his people, and that he would  
go, but for his wife, as she was opposed to it.  
I have also heard his wife say that if he went to  
the Territory that he would have to go by himself,  
as she would not go. These conversations took  
place in Kansas about 24 years ago. I am 50  
years of age and my post office is Coody's Bluff  
Ind. I further state that I have heard James  
N. More, (the father of Applicant) state that he  
was a descendant of Peggy More, but what the  
exact relationship he claimed, I do not now  
remember.

A. D. Cochran

Sworn to and subscribed before me this 8<sup>th</sup>  
day of Sept 1896

Harry E. Dorcas,

Notary Public, My Commission Expires May 11th, 1900.

**End**





No. 1475-8/6

W. W. Crockett

Cherokee Nation

Filed Sept. 7, 1896,  
H. M. Jacobway  
clerk

Ruford

Mount Zion  
Ga

Application for Citizenship  
To the Honorable Commissioners  
of the Indian Territory,

Gentlemen:- The undersigned,  
your petitioner, this day makes this  
his Application for Citizenship in  
the Cherokee Nation in the Indian Territory.

In accordance with the constitution  
and laws of said Territory, and respec-  
tfully makes following statements of the  
grounds of this his Application to wit:  
That He W. J. Crawford, is the husband  
of one Fanny A. Foster. Who the undersigned  
fully believes was an Indian belonging to said tribe.

The undersigned presents the  
above facts as the lawful grounds for  
this his Application, for Cherokee Citi-  
zenship by Blood & Marriage, and respectfully  
wishes the time when this his application  
shall be truly heard and tried.

Respectfully Submitted

Age 40 Years. Post Office Mount-  
Gion Georgia.

Signed W. J. Crawford,  
Family with their Relationship  
Affected as follows

No	Name	Relationship
1	W. J. Crawford	Mr. Husband & Father
2	Fanny A. "	F. Wife & Mother
3	Olga Entekin	" Daughter, Married
4	Lila Crawford	" Daughter
5	Boa " "	" " "
6	Kebster " "	in Son
7	Mother " "	F. Daughter

In witness of which Application  
I hereunto set my hand, on this the  
22<sup>nd</sup> day of Aug 1896

W. J. Crawford.

Subscribed and sworn to before  
me this 22<sup>nd</sup> day of Aug 1896

W. H. Rowe J. P.

Olga Entekin, Mother

Boa, Kebster, Mother

Boa, Kebster, Mother

Boa, Kebster, Mother

Boa, Kebster, Mother

Boa, Kebster, Mother

Boa, Kebster, Mother

Boa, Kebster, Mother

Boa, Kebster, Mother



Application for Citizenship  
To the Honorable Commissioners  
of the Indian Territory,

Gentlemen:- The undersigned,  
your petitioner, this day makes this  
his Application for Citizen Ship in  
the Cherokee Nation in the Indian Territory.

In accordance with the constitution  
and laws of said Territory, and respec-  
tfully makes following statements of the  
grounds of this his Application to wit:

That H. W. Crawford, is the husband  
of one Ferby A. Kister. Who the undersigned  
fully believes was an Indian belonging to said tribe.

The undersigned presents the  
above facts as the lawful grounds for  
this his Application, for Cherokee Citi-  
zenship by Blood & Marriage, and respectfully  
wishes the time when this his Application  
shall be truly heard and tried.

Respectfully Submitted

Age 40 Years. Post Office Mount-  
Jen Georgia.

Signed H. W. Crawford,  
Family with their Relationship  
Attached as follows

No	Name	Relationship
1	H. W. Crawford	in Husband & Father
2	Ferby A. "	F Wife & Mother
3	Ola Entertain	" Daughter, Married
4	Lela Crawford	" Daughter
5	Gra " "	" " "
6	Kister " "	in Son
7	Moller " "	F Daughter

In witness of which Application  
I hereunto set my hand, on this the  
the 22 Day of Aug 1896

H. W. Crawford.

Subscribed and sworn to before  
me this the 22 Day of Aug 1896

W. H. Rowe J. P.

Also Application of Ola Entertain, Mrs. W. H. Crawford's Daughter and Son-in-law, and 1 child  
sworn to before me W. H. Rowe J. P.

FRAME 2



**End**



811

FILED 376. ☆  
A. ... ONK  
Co.

Respectfully  
Henry Duffle  
Van Buren  
Ark

**REGISTRY RECEIPT.**

Post Office at Vinita I. T.

Registered Letter { No. 689 Rec'd. Sept 9 1896  
 of F. E. Willey

addressed to Hon J. H. Mayes  
Tahlequah I. T.  
Ok Frayser I. T.

**Commission to the Five Civilized Tribes,**

VINITA, IND. TER., ..... 1896.

See that you swear to your Petition.

Evidence of service of copies on the Chief or Governor may be secured as follows: If convenient get his receipt to file with your papers. If you can do this, register to him, and when the registry receipt is returned you, signed by him, have some disinterested person to make affidavit in form about as follows:

I, J. F. Durant, do solemnly swear that on the 9 day of Sept, 1896, I saw a package registered at the postoffice at Vinita, addressed to J. H. Mayes, ~~Governor~~ or Chief of the Cherokee Nation, Tahlequah Ind. Ter., that registry receipt, No. 689, hereto attached, is a receipt for said package, which contained true copies of the application of Henry Duffie, and of the affidavits of \_\_\_\_\_ and \_\_\_\_\_ in support of same.

Subscribed and sworn to before me, on this 9 day of Sept, 1896.

A. S. McCannan comm

Attach receipt to this affidavit and send with papers to the Commission at Vinita, Indian Territory.

For the Commission.



Original } Application for Citizenship

Before the Commission to the Five  
Civilized Tribes Vinita Ind Ter  
Hon Henry L Dawes Chairman

Comes Henry Duffle and makes ap-  
plication for citizenship in the  
Cherokee Nation in the Indian Territory  
and alleges the following grounds to wit:

- I That he is a Cherokee Indian of the  
half blood and is the son of Ed Wm  
Duffle of now Madrid Co Mo a white  
Man and of Sallie Duffle nee Barret  
a full blood Cherokee woman and  
that said Sallie Duffle nee Barret was  
the Daughter of Dan Barret and Sal-  
lie Barret nee Sallie Rhoads or Rouse  
both full blood Cherokee Indians and  
residents of the old Cherokee Nation  
in the State of Georgia That Dan  
Barret was a whole brother to John Barret  
who came out to the Indian Territory in 1838  
and who was a regularly enrolled Cherokee  
Indian in said Territory also that the  
said Sallie Rhoads was the reputed half  
sister of one Turtle Fields a full blood  
Cherokee Indian who came west at  
the same time and in the same band  
with said John Barret and was also

a regularly enrolled Cherokee as will  
be seen by referring to said rolls of Chero-  
kee citizenship which your Honorable  
Body are referred to as part of the proof in  
this case

Wherefore the said Henry Duffle your  
petitioner and applicant herein prays  
that his claim have careful consideration  
and that he be allowed all the rights and  
relief that he is entitled to thereunder  
Witness: E. L. Matlock Henry <sup>his</sup> Duffle  
subscribed and sworn to before me  
this 4 day of Sept 1896

My Commission Expires Jan. 8, 1899.

E. L. Matlock  
Notary Public

## AFFIDAVIT OF WITNESS.

STATE OF *Indian Territory*  
COUNTY OF *Ind. Judicial Dist.*

BEFORE ME, the undersigned, a Notary Public, in and for the county and state aforesaid personally appeared *Mary M. Grasher* who after being by me duly sworn states that *she* is *62* years of age, and is a citizen of *Ind. Judicial Dist.* County and State of *Ind. Terr.* and that *she* is personally acquainted with *Henry Duffile* of *Ind. Terr.* Who is an applicant for citizenship in the *Cherokee* Nation, I. T., and affiant further states that the said *Henry Duffile* is the identical person *he* represents *him* self to be in *his* application for citizenship in said Nation and that the said *Henry Duffile* is *a son of Sallie* *Duffile - nee Sallie Barnett - who was believed to be of Cherokee Indian blood. I also knew William A. Barnett who was a nephew of Sallie Duffile and he was always believed to be of Cherokee Indian blood.*

Affiant further states that *she* has known the said *Henry Duffile* for the past *21* years and knows that *he* is and has been recognized and treated by *his* neighbors, acquaintances and the public generally as a person having *Cherokee* Indian blood and that the complexion and physical appearance of the said *Henry Duffile* indicate that the said *Henry Duffile* is of Indian blood. That from the above facts and circumstances and from statements made to *me* by the said *Henry Duffile* Affiant states *she* has every reason, to believe and does believe that the said *Applicant* is of *Cherokee* Indian blood.

Affiant further states that *she* has no interest in the prosecution of the claim of the said *Applicant* to citizenship in the *Cherokee* Nation, I. T.

Witness Robert P. Grasher

Subscribed and sworn to before me this *20* day of *Feb.* A. D., 189*4*  
and I certify that I am well acquainted with the said *Mary M. Grasher* and know *her* to be a person of credibility and of truth and veracity.

My commission Expires on the *13* day of *Oct.* 189*4*  
Joseph P. Byers, Attorney at Law.



AFFIDAVIT OF WITNESS.

STATE OF *Indian Territory* }  
COUNTY OF *Ind. Judicial Dist.* } ss.

BEFORE ME, the undersigned, a Notary Public, in and for the county and state aforesaid personally appeared *Robert P. Frankler* who after being by me duly sworn states that *he* is *31* years of age, and is a citizen of *Duncan* County and State of *Indian Territory*, and that *he* is personally acquainted with *Henry Duffle* of *Waller & Co. Indian Territory*. Who is an applicant for citizenship in the *Cherokee* Nation, I. T., and affiant further states that the said *Henry Duffle* is the identical person *he* represents *him* self to be in *his* application for citizenship in said Nation and that the said *Henry Duffle* is *a cousin* of *William Alford Barrett* who was believed to be of *Cherokee Indian blood*. Said *Wm A Barrett* had all the appearance of an *Indian*, *Dark complexion*, *Black bone straight hair*, and *muscular*, *Black eyes*, *Tall*, and *high cheek bones*.

Affiant further states that *he* has known the said *Henry Duffle* for the past *21* years and knows that *he* is and has been recognized and treated by *his* neighbors, acquaintances and the public generally as a person having *Cherokee* Indian blood and that the complexion and physical appearance of the said *Henry Duffle* indicate that the said *Applicant* is of *Indian* blood. That from the above facts and circumstances and from statements made to *me* by the said *Henry Duffle* Affiant states *he* has every reason, to believe and does believe that the said *Applicant* is of *Cherokee* Indian blood.

Affiant further states that *he* has no interest in the prosecution of the claim of the said *Applicant* to citizenship in the *Cherokee* Nation, I. T.  
*Robert P. Frankler*

Subscribed and sworn to before me this *20* day of *July* A. D., 189*4*  
and I certify that I am well acquainted with the said *Robert P. Frankler*  
and know *him* to be a person of credibility and of truth and veracity.  
*H. H. Mahan* Notary Public.

My commission Expires on the *13* day of *Oct* 189*4*  
Joseph P. Byers, Attorney at Law.



## AFFIDAVIT OF WITNESS.

STATE OF Indian Territory  
~~COUNTY OF 2nd Judicial Dist.~~

BEFORE ME, the undersigned, a Notary Public, in and for the county and state aforesaid personally appeared Annie E. Duffle who after being by me duly sworn states that she is 41 years of age, and is a citizen of Indian Territory County and State of Indian Territory and that she is personally acquainted with Henry Duffle

Who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant further states that the said Henry Duffle is the identical person he represents him self to be in his application for citizenship in said Nation and that the said Henry Duffle is a son of Sallie Duffle - the Sallie Barnett - who was believed to be of Cherokee Indian blood.

I also knew William C. Barnett who was a nephew of Sallie Duffle and a cousin of Henry Duffle. Said W. C. Barnett was a son of Sam Barnett who was of Cherokee Indian blood.

Affiant further states that she has known the said Henry Duffle for the past 22 years and knows that he is and has been recognized and treated by his neighbors, acquaintances and the public generally as a person having Cherokee Indian blood and that the complexion and physical appearance of the said Henry Duffle indicate that the said Henry Duffle is of Indian blood. That from the above facts and circumstances and from statements made to me by the said Henry Duffle Affiant states she has every reason to believe and does believe that the said Applicant is of Cherokee Indian blood.

Affiant further states that she has an interest whatsoever in the prosecution of the claim of the said Applicant to citizenship in the Cherokee Nation, I. T.

Annie E. Duffle

Subscribed and sworn to before me this 20 day of Feb, A. D., 1894.

and I further certify that I am well acquainted with the said Annie E. Duffle and know her to be a person of credibility and of truth and veracity.

L. H. Hatcher Notary Public.

My Commission Expires on the 13 day of Oct, 1894.

Joseph P. Boore, Attorney at Law

811 137

Nation's No. 4762

Commission's No.....

In re Application of

*Henry Duffer*

Demurrer and Answer.

FILED OCT. 21,  
H. M. JACOWAY-

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of Amory Duffer  
for citizenship in the Cherokee Nation.

Nation's No. ....

Commission's No. ....

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the  
said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy,  
and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant is  
entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but persisting upon the same for answer to said appli-  
cation, says that Willie Duffer

..... through whom the petitioner claims to derive his right  
to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since  
the removal of said Nation, west to the Indian Territory as at present located and defined; that his name  
does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now  
reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

By William M. Bulagay S. H. MAYES, Principal Chief Cherokee Nation.  
William M. Bulagay Attorneys.  
Chair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the  
matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the 15 day of Oct 1896.

W. H. Duffer  
NOTARY PUBLIC.

**End**



812

Revised in 2004 by

Legion of Honor

[illegible]

new York, and I finished with the ~~of~~

8

[illegible]

tion as before, it also is not a right word. To explain

[illegible]

Trinidad, to get some more of the same.

interest of (1910) fine of 100 dollars for violation of law.

1000

1. The first part of the paper is devoted to the study of the properties of the function  $f(x)$  defined by the equation

Original copy of the document

1. Introduction  
 2. Background  
 3. Methodology  
 4. Results  
 5. Conclusion  
 6. References  
 7. Appendix  
 8. Index  
 9. Table of Contents  
 10. Summary  
 11. Abstract  
 12. Keywords  
 13. Subject Headings  
 14. Notes  
 15. Footnotes  
 16. References  
 17. Appendix  
 18. Index  
 19. Table of Contents  
 20. Summary  
 21. Abstract  
 22. Keywords  
 23. Subject Headings  
 24. Notes  
 25. Footnotes  
 26. References  
 27. Appendix  
 28. Index  
 29. Table of Contents  
 30. Summary  
 31. Abstract  
 32. Keywords  
 33. Subject Headings  
 34. Notes  
 35. Footnotes  
 36. References  
 37. Appendix  
 38. Index  
 39. Table of Contents  
 40. Summary  
 41. Abstract  
 42. Keywords  
 43. Subject Headings  
 44. Notes  
 45. Footnotes  
 46. References  
 47. Appendix  
 48. Index  
 49. Table of Contents  
 50. Summary  
 51. Abstract  
 52. Keywords  
 53. Subject Headings  
 54. Notes  
 55. Footnotes  
 56. References  
 57. Appendix  
 58. Index  
 59. Table of Contents  
 60. Summary  
 61. Abstract  
 62. Keywords  
 63. Subject Headings  
 64. Notes  
 65. Footnotes  
 66. References  
 67. Appendix  
 68. Index  
 69. Table of Contents  
 70. Summary  
 71. Abstract  
 72. Keywords  
 73. Subject Headings  
 74. Notes  
 75. Footnotes  
 76. References  
 77. Appendix  
 78. Index  
 79. Table of Contents  
 80. Summary  
 81. Abstract  
 82. Keywords  
 83. Subject Headings  
 84. Notes  
 85. Footnotes  
 86. References  
 87. Appendix  
 88. Index  
 89. Table of Contents  
 90. Summary  
 91. Abstract  
 92. Keywords  
 93. Subject Headings  
 94. Notes  
 95. Footnotes  
 96. References  
 97. Appendix  
 98. Index  
 99. Table of Contents  
 100. Summary  
 101. Abstract  
 102. Keywords  
 103. Subject Headings  
 104. Notes  
 105. Footnotes  
 106. References  
 107. Appendix  
 108. Index  
 109. Table of Contents  
 110. Summary  
 111. Abstract  
 112. Keywords  
 113. Subject Headings  
 114. Notes  
 115. Footnotes  
 116. References  
 117. Appendix  
 118. Index  
 119. Table of Contents  
 120. Summary  
 121. Abstract  
 122. Keywords  
 123. Subject Headings  
 124. Notes  
 125. Footnotes  
 126. References  
 127. Appendix  
 128. Index  
 129. Table of Contents  
 130. Summary  
 131. Abstract  
 132. Keywords  
 133. Subject Headings  
 134. Notes  
 135. Footnotes  
 136. References  
 137. Appendix  
 138. Index  
 139. Table of Contents  
 140. Summary  
 141. Abstract  
 142. Keywords  
 143. Subject Headings  
 144. Notes  
 145. Footnotes  
 146. References  
 147. Appendix  
 148. Index  
 149. Table of Contents  
 150. Summary  
 151. Abstract  
 152. Keywords  
 153. Subject Headings  
 154. Notes  
 155. Footnotes  
 156. References  
 157. Appendix  
 158. Index  
 159. Table of Contents  
 160. Summary  
 161. Abstract  
 162. Keywords  
 163. Subject Headings  
 164. Notes  
 165. Footnotes  
 166. References  
 167. Appendix  
 168. Index  
 169. Table of Contents  
 170. Summary  
 171. Abstract  
 172. Keywords  
 173. Subject Headings  
 174. Notes  
 175. Footnotes  
 176. References  
 177. Appendix  
 178. Index  
 179. Table of Contents  
 180. Summary  
 181. Abstract  
 182. Keywords  
 183. Subject Headings  
 184. Notes  
 185. Footnotes  
 186. References  
 187. Appendix  
 188. Index  
 189. Table of Contents  
 190. Summary  
 191. Abstract  
 192. Keywords  
 193. Subject Headings  
 194. Notes  
 195. Footnotes  
 196. References  
 197. Appendix  
 198. Index  
 199. Table of Contents  
 200. Summary  
 201. Abstract  
 202. Keywords  
 203. Subject Headings  
 204. Notes  
 205. Footnotes  
 206. References  
 207. Appendix  
 208. Index  
 209. Table of Contents  
 210. Summary  
 211. Abstract  
 212. Keywords  
 213. Subject Headings  
 214. Notes  
 215. Footnotes  
 216. References  
 217. Appendix  
 218. Index  
 219. Table of Contents  
 220. Summary  
 221. Abstract  
 222. Keywords  
 223. Subject Headings  
 224. Notes  
 225. Footnotes  
 226. References  
 227. Appendix  
 228. Index  
 229. Table of Contents  
 230. Summary  
 231. Abstract  
 232. Keywords  
 233. Subject Headings  
 234. Notes  
 235. Footnotes  
 236. References  
 237. Appendix  
 238. Index  
 239. Table of Contents  
 240. Summary  
 241. Abstract  
 242. Keywords  
 243. Subject Headings  
 244. Notes  
 245. Footnotes  
 246. References  
 247. Appendix  
 248. Index  
 249. Table of Contents  
 250. Summary  
 251. Abstract  
 252. Keywords  
 253. Subject Headings  
 2

*[Faint handwritten notes or bleed-through from another page.]*

1. The first part of the paper discusses the importance of the

THE UNIVERSITY OF CHICAGO

 $10 + j6$ 

binairi has not tried to get out of the United States.

to assist in before at 313 to witness

100

UNITED STATES GOVERNMENT

1940-1941

...it is also a principle...

positive with a correlation of 0.88 not

referred, to indicate the high cost of the

is not intended to present

30

# THE

THE UNIVERSITY OF CHICAGO

1910-11. 1911-12. 1912-13. 1913-14. 1914-15. 1915-16. 1916-17. 1917-18. 1918-19. 1919-20. 1920-21. 1921-22. 1922-23. 1923-24. 1924-25. 1925-26. 1926-27. 1927-28. 1928-29. 1929-30. 1930-31. 1931-32. 1932-33. 1933-34. 1934-35. 1935-36. 1936-37. 1937-38. 1938-39. 1939-40. 1940-41. 1941-42. 1942-43. 1943-44. 1944-45. 1945-46. 1946-47. 1947-48. 1948-49. 1949-50. 1950-51. 1951-52. 1952-53. 1953-54. 1954-55. 1955-56. 1956-57. 1957-58. 1958-59. 1959-60. 1960-61. 1961-62. 1962-63. 1963-64. 1964-65. 1965-66. 1966-67. 1967-68. 1968-69. 1969-70. 1970-71. 1971-72. 1972-73. 1973-74. 1974-75. 1975-76. 1976-77. 1977-78. 1978-79. 1979-80. 1980-81. 1981-82. 1982-83. 1983-84. 1984-85. 1985-86. 1986-87. 1987-88. 1988-89. 1989-90. 1990-91. 1991-92. 1992-93. 1993-94. 1994-95. 1995-96. 1996-97. 1997-98. 1998-99. 1999-00. 2000-01. 2001-02. 2002-03. 2003-04. 2004-05. 2005-06. 2006-07. 2007-08. 2008-09. 2009-10. 2010-11. 2011-12. 2012-13. 2013-14. 2014-15. 2015-16. 2016-17. 2017-18. 2018-19. 2019-20. 2020-21. 2021-22. 2022-23. 2023-24. 2024-25. 2025-26. 2026-27. 2027-28. 2028-29. 2029-30. 2030-31. 2031-32. 2032-33. 2033-34. 2034-35. 2035-36. 2036-37. 2037-38. 2038-39. 2039-40. 2040-41. 2041-42. 2042-43. 2043-44. 2044-45. 2045-46. 2046-47. 2047-48. 2048-49. 2049-50. 2050-51. 2051-52. 2052-53. 2053-54. 2054-55. 2055-56. 2056-57. 2057-58. 2058-59. 2059-60. 2060-61. 2061-62. 2062-63. 2063-64. 2064-65. 2065-66. 2066-67. 2067-68. 2068-69. 2069-70. 2070-71. 2071-72. 2072-73. 2073-74. 2074-75. 2075-76. 2076-77. 2077-78. 2078-79. 2079-80. 2080-81. 2081-82. 2082-83. 2083-84. 2084-85. 2085-86. 2086-87. 2087-88. 2088-89. 2089-90. 2090-91. 2091-92. 2092-93. 2093-94. 2094-95. 2095-96. 2096-97. 2097-98. 2098-99. 2099-00. 2100-01. 2101-02. 2102-03. 2103-04. 2104-05. 2105-06. 2106-07. 2107-08. 2108-09. 2109-10. 2110-11. 2111-12. 2112-13. 2113-14. 2114-15. 2115-16. 2116-17. 2117-18. 2118-19. 2119-20. 2120-21. 2121-22. 2122-23. 2123-24. 2124-25. 2125-26. 2126-27. 2127-28. 2128-29. 2129-30. 2130-31. 2131-32. 2132-33. 2133-34. 2134-35. 2135-36. 2136-37. 2137-38. 2138-39. 2139-40. 2140-41. 2141-42. 2142-43. 2143-44. 2144-45. 2145-46. 2146-47. 2147-48. 2148-49. 2149-50. 2150-51. 2151-52. 2152-53. 2153-54. 2154-55. 2155-56. 2156-57. 2157-58. 2158-59. 2159-60. 2160-61. 2161-62. 2162-63. 2163-64. 2164-65. 2165-66. 2166-67. 2167-68. 2168-69. 2169-70. 2170-71. 2171-72. 2172-73. 2173-74. 2174-75. 2175-76. 2176-77. 2177-78. 2178-79. 2179-80. 2180-81. 2181-82. 2182-83. 2183-84. 2184-85. 2185-86. 2186-87. 2187-88. 2188-89. 2189-90. 2190-91. 2191-92. 2192-93. 2193-94. 2194-95. 2195-96. 2196-97. 2197-98. 2198-99. 2199-00. 2200-01. 2201-02. 2202-03. 2203-04. 2204-05. 2205-06. 2206-07. 2207-08. 2208-09. 2209-10. 2210-11. 2211-12. 2212-13. 2213-14. 2214-15. 2215-16. 2216-17. 2217-18. 2218-19. 2219-20. 2220-21. 2221-22. 2222-23. 2223-24. 2224-25. 2225-26. 2226-27. 2227-28. 2228-29. 2229-30. 2230-31. 2231-32. 2232-33. 2233-34. 2234-35. 2235-36. 2236-37. 2237-38. 2238-39. 2239-40. 2240-41. 2241-42. 2242-43. 2243-44. 2244-45. 2245-46. 2246-47. 2247-48. 2248-49. 2249-50. 2250-51. 2251-52. 2252-53. 2253-54. 2254-55. 2255-56. 2256-57. 2257-58. 2258-59. 2259-60. 2260-61. 2261-62. 2262-63. 2263-64. 2264-65. 2265-66. 2266-67. 2267-68. 2268-69. 2269-70. 2270-71. 2271-72. 2272-73. 2273-74. 2274-75. 2275-76. 2276-77. 2277-78. 2278-79. 2279-80. 2280-81. 2281-82. 2282-83. 2283-84. 2284-85. 2285-86. 2286-87. 2287-88. 2288-89. 2289-90. 2290-91. 2291-92. 2292-93. 2293-94. 2294-95. 2295-96. 2296-97. 2297-98. 2298-99. 2299-00. 2300-01. 2301-02. 2302-03. 2303-04. 2304-05. 2305-06. 2306-07. 2307-08. 2308-09. 2309-10. 2310-11. 2311-12. 2312-13. 2313-14. 2314-15. 2315-16. 2316-17. 2317-18. 2318-19. 2319-20. 2320-21. 2321-22. 2322-23. 2323-24. 2324-25. 2325-26. 2326-27. 2327-28. 2328-29. 2329-30. 2330-31. 2331-32. 2332-33. 2333-34. 2334-35. 2335-36. 2336-37. 2337-38. 2338-39. 2339-40. 2340-41. 2341-42. 2342-43. 2343-44. 2344-45. 2345-46. 2346-47. 2347-48. 2348-49. 2349-50. 2350-51. 2351-52. 2352-53. 2353-54. 2354-55. 2355-56. 2356-57. 2357-58. 2358-59. 2359-60. 2360-61. 2361-62. 2362-63. 2363-64. 2364-65.

1950

100

1. The first part of the paper is devoted to the study of the properties of the function  $f(x)$  defined by the equation

Notice.

United States of America,  
Indian Territory,  
Northern District.

In the United States Court for said District  
In the matter of the application of Jerry  
Martin et als to be enrolled as citizens of  
the Cherokee Nation. No.7.

To the Commission to the Five Civilized Tribes, Hon. Henry M. Dawes,  
Chairman:-

You are hereby notified that an appeal has been taken in the matter of the application of Jerry Martin et als to be enrolled as citizens of the Cherokee Nation, from said Commission to the Five Civilized Tribes to the United States Court for the Northern District, Indian Territory, and that your tribunal is requested by said Court to transmit at the earliest time practicable to said Court at Muskogee, I. T., a transcript of all the entries made in the docket of your tribunal relating to the case, together with the depositions and testimony taken before said tribunal; the decision thereof ~~annexed~~ on the application and all original papers relating thereto.

Witness the Hon. Wm. M. Springer, Judge of said Court, and the seal thereof, at Muskogee, I. T. this the 19th. day of November, 1896.

*Gas. A. Winston.*  
Clerk.

**End**





John G. Lieber being first duly sworn says that  
he delivered a copy of the application and ev-  
idence in the case of Eliza Hughes et al, for cit-  
izenship in the Cherokee Nation, to Hon. S. H. Mayes,  
Chief of that Cherokee Nation, at Tahlequah, T.  
this 8<sup>th</sup> day of Sept 1896

John G. Lieber  
Subscribed and sworn to before me this 8<sup>th</sup> day  
of Sept 1896

A. G. S. Sango.  
Notary Public

	#727 <i>long</i>	
	9	August 1896
		John R. Fisher. Notary Public.

Indian Territory Northern District S. S.

In the matter of the application of Eliza Hughes and minor child for citizenship in the Cherokee Nation.

On this 31<sup>st</sup> day of August 1896 personally appeared before me a Notary Public within and for the above named District Jerry Martin aged <sup>fort</sup> 36 years whose P. O. address is Muscogee Ind. Ter., who after being duly sworn declares in relation to aforesaid claim as follows,

That he is well acquainted with Eliza Hughes and has known her since she was a baby, That said Eliza Hughes is of African descent, and is a daughter of Eliza Blair, who was a slave and owned by John Blair who lived near the Salt Lake in the Cherokee Nation, That said Eliza Blair the applicant, was born in slavery, in the Cherokee Nation, near Ft. Gibson, <sup>in 1863</sup> and affiant saw her in the Cherokee Nation from said time until about the year 1870. About 8 years ago affiant saw her at Goose Neck Bend Ind. Ter. Cherokee Nation, and she was residing in said Nation at that time.

That affiant was well acquainted with Jim Hall and his wife, both of whom were slaves and of African descent, and resided in the Cherokee Nation, That the above mentioned Halls were parents of Eliza Hall the mother of applicant.

Jerry Martin



Subscribed and sworn to before me this 31<sup>st</sup>  
day of August 1896

John E. Lieber  
Notary Public.

Indian Territory Northern District S.S.

In the matter of the application of Eliza Hughes and minor child for citizenship in the Cherokee Nation.

On this 22<sup>nd</sup> day of August 1896 personally appeared before me a Notary Public within and for the above named District Eliza Hughes aged 33 years, whose P.O. address is Muscogee Ind. Ter. who after being duly sworn declares in relation to aforesaid claim as follows:-

That she is of African descent, and is the mother of Bertha Hughes who was born in lawful wedlock, at Goose Neck bend in the Cherokee Nation. That said Bertha Hughes is nine years of age.

That said Bertha is a daughter of Eliza Blair, who was a slave and owned by John Blair in the Cherokee Nation, the said John Blair being a citizen of the Cherokee Nation.

Eliza Hughes

Subscribed and sworn to before me this 22<sup>nd</sup> day of August 1896

John E. Fiebel  
Notary Public.

Indian Territory Northern District D. S.

In the matter of the application of Eliza Hughes and minor child for citizenship in the Cherokee Nation

On this 29<sup>th</sup> day of August 1896 personally appeared before me a Notary Public within and for the above named District, John Porter aged 55 years, whose P. O. address is Muscogee Ind. Ter., who after being duly sworn declares in relation to aforesaid claim as follows:-

That he is well acquainted with Eliza Hughes and has known her since she was 8 years old. That said Eliza Hughes is of African descent and is the daughter of Eliza Blair who was of African descent and a slave of John Blair who was a Cherokee Indian and lived near Tahlequah T. T. That said Eliza Blair was a daughter of Jim Hall, who was of African descent and a slave of Henry Hall who was a Cherokee citizen. That affiant is and was well acquainted with all the above mentioned parties. That said Eliza Blair and her daughter Eliza Hughes were residing in the Cherokee Nation in 1866 and before said time, and affiant saw them there. That said Eliza Blair died near Ft. Gibson T. T. on the day of September 1866 after childbirth the child surviving the mother.

That affiant has known said Eliza Hughes since he first saw her in 1866 and knows she is the identical person she represents herself to be.

that is: that she is the daughter of Eliza Blair.  
That affiant has from time to time seen said  
Eliza Hughes in the Cherokee Nation, and she  
stated that she was residing in said Nation.

W. Whitmore }  
A. P. S. Trigg }  
mark } John X Parter.  
mark }

Subscribed and sworn to before me this 29<sup>th</sup> day of  
August 1896  
John G. Lieber.  
Notary Public.

#725



No 727

Board of  
Superior Court  
for citizenship in the  
Sovereign Nation

Filed Sept 3-1896

A. S. McKinnon  
Clerk

Refused

Filed by  
Nelson Fieber  
Attys at Law.  
Muskegon  
Mich. Ter.

Before the Honorable Dawes Commission

The Application of Eliza Hughes  
and her child Bertha Hughes, nine  
years for citizenship in the Cherokee  
Nation.

Eliza Hughes for herself and  
as next friend for her infant child  
Bertha Hughes, now nine years ~~years~~  
old, makes application for citizen-  
ship in the Cherokee Nation,  
and in support of the same  
states the following facts to be  
true, to wit: I am thirty three  
(33) years old, and am of  
African descent. I was born  
in the Cherokee Nation about  
four miles from Ft. Gibson on  
10<sup>th</sup> of June 1863. My mother  
was a slave owned by one  
Blair, I think, John Blair,  
who was a Cherokee. My mother  
died 25<sup>th</sup> Sept<sup>r</sup> 1866, near  
Fort Gibson, where she resided  
when I was born. My mother's name  
was Eliza Blair, and her father  
and mother were Slaves of African  
descent, who lived in the Cherokee Nation  
until their death.

I have resided in the Cherokee Nation nearly all my life - all the time except about five years in Texas where I was taken after my mother's death by Eliza Oliver and then returned with her when still a small girl and settled in Cross-neck bend in said Nation, and one year in Kansas, while my husband was captured on the M & T Ry running through the Territory, and about a year in the Creek Nation. But have always considered the Cherokee Nation my home.

I have never applied for citizenship, but have always been permitted to live in the Cherokee Nation without a permit or objection.

Mr Grandfather Jim Hall was a former slave, a soldier in the Army, was well-known among the freedmen, and was killed at Cabin Creek, while serving in the Army.

I was married in 1885 by the Rev Fairfax to Allen Hughes. I was known as Eliza Oliver before I married. My mother lost

husband and my father's name  
~~being~~ having been Richard  
Toliver. But my mother was  
known as Eliza Blair after  
the family of her owners.

I have one child living now  
nine years of age, and will be  
ten on 6<sup>th</sup> of next November.

Wherefore she prays that she  
and her daughter Bertha  
Hughes may be ~~per~~ enrolled  
and admitted as Citizens of  
the Cherokee Nation.

Eliza Hughes says that the statements of the  
foregoing application are true.

Eliza Hughes

subscribed and sworn to before me this 29<sup>th</sup> day  
of August 1896.

John E. Greber  
Notary Public.



Case of Eliza Hughes, (et al)

vs

Cherokee Nation.

ANSWER.

Counsel for the Cherokee Nation call your attention to that part of applicant's petition in which she states "I have never applied for citizenship, but have always been permitted to live in the Cherokee Nation without objection".

During the past summer the "Freedmen Commission" sat at various places throughout the Cherokee Nation convenient for the colored residents to try, and determine all claims for citizenship in said Nation.

If this party had a meritorious claim it seems incredible that she would have sat silent when a large sum of money would have been paid her and her child, provided that she would have applied and have been enrolled by this Commission. The Cherokee Nation was represented before the Freedmen Commission, and there had opportunity of cross examining witnesses introduced on part of claimant, and an opportunity of introducing rebuttal proof against the facts admitted to be proved by the applicant. We do not think it necessary to do anything other than file a general answer and call your attention to the above facts in this case.

*Hutchings, Hastings & Rowland*  
Attorneys for Cherokee Nation.

2

---

Nation's No. 2516 -  
Commission's No. ....  
In re Application of

Eliza Hughes et al

**Demurrer and Answer.**

FILED *Oct 2* 1896 ☆  
A. S. L. CHENCO

---

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of

*Eliza Hughes et al*  
(Cold)

Nation's No. *25-16-*

Commission's No. ....

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant *Sam* entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said application, says that *they have not complied with the*

through whom the petitioner... claim to derive... right to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

*Made 9 1866 between the United States & the Cherokee Nation*

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *Hastings Hutchings & Boush* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the *28* day of *Sept*, 1896.

*J. L. Adair*  
*J. L. Adair*

NOTARY PUBLIC.

**End**





REGISTRY RECEIPT.

Post Office at

Registered Letter Parcel

No.

587

Rec'd.

of

M. E. L. Fuller

addressed to

J. H. Mayer  
Oakhurst St  
San Francisco, Cal.

VENITA.

SEP 9 1898

Cherokee Nation, Ind. Ter. 189

**Commission to the Five Civilized Tribes.**

VINITA, IND. TER., *Sept 9* 1896.

See that you swear to your Petition.

Evidence of service of copies on the Chief or Governor may be secured as follows: If convenient get his receipt to file with your papers. If you cannot do this, register to him, and have some disinterested person to make affidavit in form about as follows:

I, *J. M. Letford*, do solemnly swear that on the *9* day of *Sept*, 1896, I saw a package registered at the postoffice at *Vinita*, addressed to *J. R. Perry*, Governor or Chief of the *Cherokee* Nation, *Pahlequah*, Ind. Ter., that registry receipt, No. \_\_\_\_\_, received from postmaster, hereto attached, is a receipt for said package, which contained true copies of the application of *David J. Cornett* and of the affidavits of *Thomas P. Bryan* and \_\_\_\_\_ in support of same.

Subscribed and sworn to before me, on this \_\_\_\_\_ day of *Sept* 1896.

Attach receipt to this affidavit and send with papers to the Commission at Vinita, Indian Territory. This takes the place of the former instructions, as we understand that packages are not promptly receipted for by the Chiefs and Governors.

*J. A. Masterson*  
For the Commission.

APPLICATION FOR CITIZENSHIP.

To THE HONORABLE HENRY L. DAWES, FRANK C. ARMSTRONG, ARCHIBALD S. McKENNON, THOMAS B. CABANISS and ALEXANDER B. ARMSTRONG, United States Commissioners authorized by an act of Congress of June 1, 1899, to hear and determine Claims for Citizenship in the Cherokee Nation:

The undersigned *Loria J. Cornutt* makes this application for admission to Citizenship in the Cherokee Nation in the Indian Territory as a Cherokee Indian by blood, in accordance with the acts of Congress and the laws of the Cherokee Nation, and respectfully submits the following facts as the grounds of this claim to wit:

That she is the daughter of *John Tucker Jr.* and the grand daughter of one *John Tucker Sr.* and the *John Tucker Sr.* who your petitioner firmly believes was a *3/4* Cherokee Indian by blood and a duly acknowledged member of the Cherokee tribe of Indians and from whom petitioner derived *her* Indian blood entitling *her* to Citizenship in the Cherokee Nation.

That the names of said ancestors should be found to appear on the census rolls of the Cherokees East of the Mississippi river. That she can prove her Indian blood by her uncle and aunt *Lafayette Tucker & Ella Maria Thomas*, who are the son & daughter of grand father *John Tucker*; and the mother & sister to applicant's father: They now live in *Clinton, Indian Territory*, and reside near padons post office in *Clinton, Indian Territory*, they have been recognized as citizens and draw their money & *applicant claims the benefit of their residence on file with the Indian Commissioner to the Cherokee Nation as they are the Tucker children Indian blood* and *applicant is 24 years of age* his post office address is *Blue Ridge, Fannin County, Ga.* and *her* family by virtue of Cherokee Indian blood is as follows:

NAMES	AGE	RELATIONSHIP
<i>William S. Cornutt</i>	<i>25</i>	<i>Husband &amp; White blood</i>
<i>Loria J. Cornutt</i>	<i>24</i>	<i>Daughter</i>
<i>Luther S. Cornutt</i>	<i>8 months</i>	<i>Son</i>

Your petitioner herewith submits the proofs of this application and respectfully awaits its determination, and hereby appoints, with full power of substitution and revocation, *Dr. Gilbert E. L. Falls* irrevocable, of *Blue Ridge, Fannin County, Georgia* his true and lawful attorney to prosecute his claim for Citizenship in Cherokee Nation I. T., and he is hereby authorized to do everything as if I did it myself in said case, hereby ratifying and confirming everything that my said attorney may lawfully do.

STATE OF *Georgia* COUNTY OF *Fannin*

You do swear that the facts set forth in the above and foregoing petition are true to the best of your knowledge and belief, so help you God.

*after John D. McDaniel* *24* *Loria J. Cornutt*  
Sworn to and subscribed before me this *August 24*, 1899, and I hereby certify that petitioner is known to me as the identical person represented in *her* petition and is a person of good character and worthy of credit, and I read the foregoing to *her* before signing. I have no interest in the same. Given under my hand and seal of Court.

*J. H. Davis, C. J.*



1896 3966.

Foria of 600 net  
application to be enrolled as  
a citizen and his relation  
J. J.

Filed Sept 9<sup>th</sup> 1896  
A. J. McKean  
Clerk

Return

G. E. L. Hall atty  
No. Blue Ridge  
Ga

Larry J. Cornutt & Thomas P. Bryant  
vs. William S. Cornutt  
Indian Territory  
Court  
Thomas P. Bryant  
vs. Larry J. Cornutt  
and that defendant  
practices and issues as agent at  
the office of the following children born by Larry J. Cornutt  
and his wife William S. Cornutt but

Luther Silvester Born 24<sup>th</sup> Dec 1895 in  
Gilmor County Ga. and said Larry J. Cornutt is  
known to defendant, both of the Indian Cherokee Indian blood.  
and that said children are being deposited  
with the said Larry J. Cornutt and that defendant  
practices and issues as agent at  
the office of the following children born by Larry J. Cornutt  
and his wife William S. Cornutt but

Attest  
J. H. Davis, C. S. C. { Thomas P. Bryant

I have read and subscribed to the foregoing this  
26<sup>th</sup> day of Aug. 1896 and certify the foregoing  
was read to affiant before he signed the same  
that he is known to me to be reputable  
and practices and issues as agent at  
the office of the following children born by Larry J. Cornutt  
and his wife William S. Cornutt but

J. H. Davis, C. S. C.

**End**

815

2



Petition of Martha  
Marial Ingle for  
Citizenship in the  
~~Indian~~ Cherokee  
Nation.

---

State of Arkansas }  
County of Sebastian }

Wm. Boone being duly sworn  
states that he deposited in the Post office at  
Fort Smith Ark. in an envelope properly addressed  
to the Chief of the Cherokee Nation Hon. O. H. Mayo,  
and stamped true copies of the above and foregoing  
affidavit & complaint

Wm. Boone

Subscribed and sworn to before me this 7<sup>th</sup> day  
of Aug 1894

A. H. Patterson. J. P.

In the matter of the application of Martha Mariah Ingle

for citizenship in the Cherokee Nation

To Hon'rs Henry L. Daves, Frank C. Armstrong, A. S. McKennon, T. R. Cabbaniss and A. R. Montgomery, Commissioners:

Comes your petitioner, the above named Martha Mariah Ingle, and asks that she be enrolled as a member of the Cherokee tribe of Indians, and states that she is by blood a one-eighth Cherokee; that she is the daughter of Alexander Miles, who died in the year 1882 <sup>year</sup> in Port Smith, Arkansas; that her said father, was by blood, a one-fourth Cherokee; that he was the son of Wm. Miles and Jennie Scott, and was born in Boone County in the State of Tennessee; that his mother (Jennie Miles, nee Scott) was a half blood Cherokee, so this affiant is informed, and lived in <sup>Boone County Tenn.</sup> ~~the Cherokee Nation~~; that her cousin, Morton C. Scott, has lived for many years in the Cherokee Nation near Mayesville, Arkansas, and is a Cherokee; that in 1888 this affiant married A. J. Ingle in the State of Arkansas, and has since that time lived continuously at Port Smith in said State.

Affiant further states, that while she does not know of her own knowledge whether the Cherokee Indians ever recognized her father, the said Alexander Miles, as a member of their tribe; that he was known by the citizens and neighbors, who lived near him in the State of Arkansas, as being a member of that tribe; that the question of his Indian blood up until the time of his death was never questioned.

Your petitioner files herewith affidavits of parties who know that her said father was an Indian by blood, and stands ready to furnish further proof if this honorable Commission deems the same necessary.

(2)

Premises considered, your petitioner prays that she be enrolled on the rolls of the Cherokee Nation as a member of that Nation, with all the privileges attached to citizenship therein,

*Mrs. M. M. Light*

Subscribed and sworn to before me this 7th day of August, 1896.

My Commission Expires  
Jan. 8, 1900.

*J. W. Boone*  
*Notary Public*



State of Tennessee

Roane County, I personally appeared before me the Judge Clerk of the County Court for said County, Samuel Miles, who being duly sworn according to law depose as follows. Alexander Miles of Arkansas, now dead, was the putative father of Martha Maniah Miles and James A. Miles who as I am informed are citizens of Smith Arkansas. The said Alexander Miles is my brother and to my own personal knowledge a son of Jennie Scott who married to William Miles these children are the grand children of Wm & Jennie Miles. The said Jennie Miles grand mother of Martha Maniah Miles and Jas. A. Miles was half Cherokee I have often heard her say so and she was so recognized.

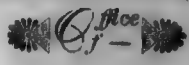
in the neighborhood. She my  
mother Jennie Miles died in this  
County in 1864, and I am in-  
formed that my brother Alexan-  
der Miles died in Arkansas  
some years ago.

his  
Samuel Miles  
mark

From bond subscribed  
before me Sept. 27, 1886.

J. C. Pope  
Clk. Boone Co. Ark.

W. F. Blythe  
Land for Upper Township  
Sebastian County State of  
Arkansas  
State of Arkansas  
(County of Sebastian)  
My name is Morton C. Scott. I live  
in the Cherokee Nation near May-  
ville. I am 36 years old. I have  
been in the Nation about 8 months.  
I went from Stone County Arkansas  
to the Nation. I came to Inde-  
pendence County, now Stone County  
in the year 1851. I came from Tennessee  
Rome County to this State in 1851.  
I am acquainted with Martha M.  
Miles now Martha M. Single -  
a daughter of Alexander Miles  
formerly from Rome County Tenn.  
She is 22 years old now. I have  
known her all her life - was acquain-  
ted with her father and mother well.  
Her father was part Cherokee Indian.  
He was a half Breed Indian  
of the Cherokee Blood. He moved  
to Arkansas and he died in Sebas-  
tian County and died in the year  
1883, near Fort Smith Arkansas.  
Witness: Morton C. Scott  
W. F. Blythe  
Subscribed and sworn to  
before this the 1st day of  
Nov 1886 W. F. Blythe J. P.



The "Horse Shoe."

A. E. BLOOMBURG.

Publisher and Proprietor.

Sackett, N.Y. 1896

His name is James J. Smith  
 and his wife is Martha Smith  
 Miles, now attending to the  
 all the time. That the said James  
 is a son of the said and is a  
 daughter of a large estate. He  
 was raised in the said and  
 married by blood and blood  
 and J. Smith with which he is  
 married to the said and is  
 married at J. Smith with which he is  
 1882, and was lived continuously  
 since that the said Martha Smith  
 is my sister, and is now deceased by  
 blood.

James O. Miles

I have sworn to be true  
 to this statement.

A. E. Bloomburg, Jr.



The West Side,  
A. E. BLOOMBURG,  
Publisher and Proprietor

<sup>Snatched and kept for sale</sup>  
This is to certify that J. S. Hilton  
has known Martha Mariak Miller <sup>1891</sup>  
Martha Mariak Miller, wife of J. J. Miller  
of the Smiths Fork, and her father -  
Alexander Miller who lived in Stone-  
County many years Mrs Miller the  
year 78. and since then to her  
husband he passed they moved  
to J. S. Smith in Sebastian Co. in  
the year 82. when Alexander Miller  
died. and since the said Martha Mariak  
Miller married J. J. Miller and she  
is still living at that place.

J. S. Hilton

Subscribed and sworn to before  
me this 7th day of August 1896

No. 243.

Petition of Martha  
Mariah Ingle for  
Citizenship in the  
Cherokee Tribe of Indians

Filed Aug. 27, 1886.

H. W. Jansaway  
Searg.

J. W. W. Boone Atty

F. J. Smith Ad.

State of Arkansas }  
County of Sebastian } ss.

I Wm W. Boone do solemnly swear that  
I have this day mailed to the Hon. J. H. May  
Principal-chief of the Cherokee Nation, at Tahlequah  
Ind. copies of the affidavits of E. M. Givens, May  
Hiten, James A. Miller and E. Hiten, which  
affidavits have been filed in the application of Martha  
Marial Jingle for citizenship in the Cherokee Nation.

Wm W. Boone

Subscribed and sworn to before me this 26<sup>th</sup> day of  
August 1896

Henry Combs, J.P.

70

State of Ark. )  
County of Scott )  
Before H. C. Hodges, J. P.  
J. P. Scott & Ark.  
Affidavit

E. Mc Ginnis being  
Sworn before me, depose that my name is E.  
Mc Ginnis age 35 years of Scott County  
Ark. was acquainted with Alexander Miles  
about 1857 when I met on White River  
Ark. & was crossing on Steamboat at that  
time we used to buy vegetables from Alexander  
Miles & took him to be a half-breed  
Indian & not more  
E. Mc Ginnis

Subscribed and sworn to before me this  
Aug 18<sup>th</sup> 1896  
H. C. Hodges  
J. P.

CERTIFICATE.

STATE OF ARKANSAS. )  
COUNTY OF SCOTT. )

I, Thomas M. Duncan, Clerk of the Circuit Court and ex-officio County Clerk of Scott County, Arkansas,  
do hereby certify that H. C. Hodges whose genuine signature appears to the  
above and foregoing and hereto attached, is now, and was at the time of the execution of  
as Justice of the Peace, the duly elected, commissioned, qualified and acting Justice of the Peace of Lewis  
Township, Scott County, Arkansas, and that all his official acts as such are entitled to full faith and credit,  
and that his commission as such was dated on the 31<sup>st</sup> day of October, 1896 and will expire on the  
31<sup>st</sup> day of October, 1896

In testimony whereof, I have hereunto set my hand and affixed the seal of my office at Waldron, Ark., on  
(L. S.) this 17 day of August A. D., 1896  
Thos. M. Duncan Clerk.



50

State of Ark <sup>Bein H C Hodges J P</sup>  
 Lewis Township Scott Co Ark  
 County of Scott } H C Hodges

Mary C Witten being duly  
 sworn testifies my name is Mary C  
 Witten age 38 years resident of Scott  
 County Ark I am acquainted with Martha  
 M Dingle she is my sister my sister's father  
 Alexander Miller was born in Cash Town  
 supposed to be one hundred years old when  
 he died which occurred 1882 my father  
 Alexander Miller was half breed to Cherokee  
 Indian according to the birth record <sup>of my brother</sup>  
 father left Tenn in 1858 came to Stone  
 County Ark when I was born in 1859 my  
 father left Stone County in 1882 on his way  
 to the Cherokee Nation to prove his right  
 when he died at Smith Nov 15 1882  
 my father looks showed him to be part  
 Indian  
 Witness H C Hodges Mary C Witten  
 for  
 mark

Subscribed and sworn to before me this  
 Aug 17 1896  
 H C Hodges J P

CERTIFICATE.

STATE OF ARKANSAS,  
 COUNTY OF SCOTT.

I, Thomas M. Duncan, Clerk of the Circuit Court and ex-officio County Clerk of Scott County, Arkansas,  
 do hereby certify that <sup>H C Hodges</sup> whose genuine signature appears to the  
 above and foregoing and hereto attached <sup>Copy of Affidavits or Depositions</sup>  
 as <sup>Justice of the Peace</sup> is now, and was at the time of the execution of  
 the same, the duly elected, commissioned, qualified and acting Justice of the Peace of Lewis  
 Township, Scott County, Arkansas, and that all his official acts as such are entitled to full faith and credit,  
 and that his commission as such was dated on the 31<sup>st</sup> day of October, 1896 and will expire on the  
 day of October, 1896

In testimony whereof, I have hereunto set my hand and affixed the seal of my office at Waldron, Ark., on  
 (L. S.) this 18 day of August A. D. 1896  
 Thos. M. Duncan Clerk.

Nation's No. ....  
Commission's No. ....  
In re Application of .....

**Demurrer and Answer.**

*Filed Sept 2 1906*

*Wm. H. Cowley, Jr.,*

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabanis, and  
A. B. Montgomery, Commissioners.

In the matter of application of  
John L. Ragan

Nation's No. 114

Commission's No. \_\_\_\_\_

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the  
said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy,  
and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant  
entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said appli-  
cation, says that John L. Ragan

through whom the petitioner claim to derive his right  
to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since  
the removal of said Nation, west to the Indian Territory as at present located and defined; that his name  
does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now  
reside, or ever have resided in the Cherokee Nation and Indian Territory.

Having fully answered, your respondent asks to be hence dismissed.

John L. Ragan, Ex-Sec. of Hutchins & Hutchins, Attorneys at Law, Okla. City, Okla.  
S. H. Mayes, having been first duly sworn, states that the matters contained in the foregoing answer,  
are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the 20th day of Aug., 1896.

L. J. Ball

NOTARY PUBLIC.

**End**





United States of America  
Northern District of Georgia  
I Before Me the  
undersigned authority  
personally appeared William C. Carter  
who after being duly sworn  
deposes upon his oath that, I have received  
from the Hon. James N. May Jr. Principal  
Judge of the Cherokee Nation  
a true copy of all the evidence and  
affidavits in the case of  
William C. Carter for Citizenship  
in the Cherokee Nation  
William C. Carter

Subscribed and sworn to before me  
this 14th day of Sept. 1874  
J. L. Hudson  
Notary Public  
My Comm. expires 1st Jan. 1875

Citizenship Document Receipt.

EXECUTIVE DEPARTMENT,  
CHEROKEE NATION.

TALEQUAH, INDIAN TERRITORY.

Aug 29<sup>th</sup> 1896

Received from

copies of

the following documents, to-wit:

An Application and the  
Affidavits of J. B. Boyles, J. B. Boyles,  
Houston and George H. Williams

certified to by

J. B. Boyles Notary Public

as true and correct copies of the originals, and constituting all of the testimony submitted to the Dawes  
Commission in support of the claim of

Orelana Austin

for Cherokee citizenship.

By

J. J. Baudinot

EXECUTIVE SECRETARY, CHEROKEE NATION, INDIAN TERRITORY.

Atty for Cherokee Nation.

Cherokee Nation before me at Bogles  
Tahlequah Co. & a. Native Public in and for  
the Western District of Okla. and authorized to  
administer, Orlan A. Lusk, who after  
being duly sworn states, my name  
as Orlan A. Lusk, I am an applicant for  
Cherokee Citizenship, I will give the chain  
of my relationship as I understand them  
from the family record my maiden name  
was Orlan A. Lusk, I married Wm. Lusk  
my father's name was L. A. Lusk my  
mother's name Lucinda, my grand father  
on my mother's side was James Williams,  
who was a Cherokee Indian by blood, his  
father was Jacob Williams, and mother  
was Sarah Williams, whose maiden name  
was Sarah Brown, who was my great grand  
father, and considered and recognized to  
be Cherokee Indian by blood

Orelan A. Lusk

Subscribed and sworn to before me  
at Tahlequah Co. This 29<sup>th</sup> day of  
August 1896 S. D. Bogles Notary Public  
Western District of Okla.



## Affidavit

Now comes Charley Abney who Being duly sworn deposes and upon his oath says he is Personally Acquainted with Octavia Coster who makes application for citizenship affiant further States that he knows Octavia Coster to be a Blood Cousin of Mine

My name is Charley Abney Borned Abney Son of Chasiah Abney Borned Williams a Daughter of Sara Shade Williams who was my grandfather (Dec) who was a Cherokee Indian by Blood

My Post office address is  
Crafton wisc Co Wis

Charley Abney

Subscribed and sworn to before me  
This the 3rd day of Sept. A.D. 1879

W. K. Watson

Notary Public

My Commission Expires Jan 3rd 1900

Cherokee Nation & before me  
Tahlequah District School Notary  
Public in and for the Western  
District-I, J. George W. Wilkerson  
to me well known to be an honorable  
and upright man and whose name  
is entitled to full faith and credit  
who being sworn states:

My name is George W. Wilkerson  
I am 40 years of age, I am a  
Cherokee Indian by blood, I am a  
Citizen of the Cherokee Nation,  
my present address is Tahlequah  
I am lived in the Old Cherokee  
Nation East of the Mississippi River  
by North Carolina, I knew Jacob  
Williams who got in to trouble and  
left them, I next found or met  
said Jacob Williams in Mississippi  
Thomas Williams his son, married  
Lucinda Alston, who had a  
daughter Lucinda born to them  
The said Jacob and his son  
Thomas Williams, and daughter Lucinda  
were all Cherokee Indians by blood.

and was so recognized in  
the community for which they  
then lived as being <sup>free</sup> American  
Indians  
Attest - <sup>1896</sup> Geo. H. McKesson

Subscribed and sworn to before me  
this 28<sup>th</sup> day of August 1896

J. S. Bayles Notary Public  
Northern District of Cal.

Cherokee Nation - Before me  
Tahlequah District) J. H. Hayes a Notary  
Public and authorized to administer  
oaths, Thomas J. Taylor & me well  
known to be a reputable and whose  
oath is reasonable, who  
swore by me being sworn States

My name is Thomas J. Taylor I  
am 40 years of age I am a  
Cherokee Indian by blood. I reside  
in the Indian Territory, near Tahlequah  
I was personally and well ac-  
quainted with Jacob William son  
of North Carolina, what was then  
known as the old Nation, I was  
also acquainted with Sarah  
his wife, who was before marriage  
Sarah Moon, both of whom  
claimed to be Cherokee Indians  
by blood. This was in the year  
1848. until I left North Caro-  
lina in 1852, I further state  
that said William encountered  
some trouble and left the old  
Nation, to parts unknown to me



Said William had several  
children & disremember any  
of their names. Affiant further  
states that he has no personal  
interest in the matter whatever  
J. H. Taylor

Subscribed and sworn to before me  
this 28<sup>th</sup> day of August 1896

J. S. Bayles Notary Public  
Northern District N. T.

No 1243  
Octava Custer

Missis -  
Cherokee Nation

Filed Sept 7/1896  
A.S. McKinnon

Rejected

Tahlequah, Ind. Ter

# Application for Cherokee Citizenship.

To the Honorable, the DAWES COMMISSION, Vinita, Indian Territory:

The undersigned, Oscar A. Lester, your petitioner, makes this  
his application for admission to citizenship in the Cherokee Nation, Indian Territory, as a  
 Cherokee Indian by blood, in accordance with all the Treaties, the Constitution and laws of the Cherokee  
 Nation, and precedents established and of record, and respectfully submits the following statement of facts  
 for the grounds of his claim, to wit:

That he is the son of one Howarda Bynard and the great grand daughter of one Thomas Williams and the of South Asia who, your petitioner firmly believes, was a Cherokee Indian by blood and duly acknowledged member of the Cherokee tribe of Indians, and from whom he derived the Cherokee Indian blood, entitling him to citizenship in the Cherokee Nation, Indian Territory.

That ~~name and~~ the name of said ancestor should be found to appear on the Census Rolls, taken and made of Cherokees east of the Mississippi river, in the years, 1835, 1840, 1851, and 1862.

And your petitioner ~~and~~ respectfully awaits the time ~~for~~ *the* application for admission, together with the proof in support thereof, shall be truly heard and passed upon.

That the age of your petitioner is 28 years; that the postoffice address is Itasca, Minn. I.T. and that the family, by virtue of Cherokee Indian blood, consists of the following named to-wit:

[illegible]

In Witness Whereof, I have hereunto set my hand at Philadelphia Pa.  
this, the 28 day of oct, A. D., 1890

Attest: Christina A. [Signature]

Subscribed and sworn to before me at  
Tahlequah, Mo.

Subscribed and sworn to before me at  
Tahlequah, *Mo.*  
this, the *28<sup>th</sup>* day of *August*  
A. D., 189*6*

*S. M. Boyles* Notary, Public  
Northern District of Cal.  
Commission Expires July 10th 1905

[SEAL]

Nation's No. *1234*

Commission's No. ....

In re Application of

*Letitia A. Smith*

**Demurrer and Answer.**

FILED SEPT 10 1902

A. S. McKEANON

COM R



Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of.....

Nation's No. 4.....

Commission's No. ....

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the  
said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy,  
and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant is  
entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said appli-  
cation, says that.....

..... through whom the petitioner..... claim, to derive..... right  
to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since  
the removal of said Nation, west to the Indian Territory as at present located and defined; that his name  
does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now  
reside, or ever have resided in the Cherokee Nation and Indian Territory.

Having fully answered, your respondent asks to be hence dismissed.

S. H. Mayes, Principal Chief of Cherokee Nation  
by Hutchings, Hastings & Brundage  
S. H. Mayes, having been first duly sworn, states that the matters contained in the foregoing answer,  
are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the 3 day of Sept, 1896.

E. J. Bell

NOTARY PUBLIC.

**End**



# Application for Cherokee Citizenship.

To the Honorable, the DAWES COMMISSION, Tahlequah, Indian Territory.

The undersigned Margaret P. Leathers your petitioner, makes this her application for admission to citizenship in the Cherokee Nation, Indian Territory, as a Cherokee Indian by blood, in accordance with all the Treaties, the Constitution and laws of the Cherokee Nation, and precedents established and of record, and respectfully submits the following statement of facts for the grounds of her claim, to-wit:

That she is the daughter of Frances Lippard a daughter of Rachael and she is daughter of Henry Chambers and the one of one of

who your petitioner firmly believes, was Cherokee Indian by blood and duly acknowledged member of the Cherokee tribe of Indians, and from whom she derived her Cherokee Indian blood, entitling her to citizenship in the Cherokee Nation, Indian Territory.

That name and the name of said ancestor should be found to appear on the Census Rolls taken and made of Cherokees east of the Mississippi river, in the years, 1835, 1848, 1851, and 1852.

And your petitioner respectfully avails the time this her application for admission, together with the proof in support thereof, shall be truly heard and passed upon.

That the age of your petitioner is 40 years; that her postoffice address is Carrollton Ark and that her family, by virtue of Cherokee Indian blood, consists of the following named, to-wit:

NO.	NAMES	SEX	AGE	RELATIONSHIP	REMARKS
1	Lenora L. Leathers	female	38	daughter	married
2	Frances Lippard	"	36	"	"
3	John R. Leathers	male	24	son	"
4	James Leathers	"	22	"	"
5	Joseph Mitchell	male	34	daughter	married
6	Julie B. Miles	"	29	"	"
7	R. H. Leathers	male	62	Husband	"
8	Lodovick P. Reynolds	female	23	daughter	married

In witness whereof, I have hereunto set my hand at Carrollton, Ark this, the 31 day of Aug, A. D., 1896.

Attest: Roland Boyd Margaret P. Leathers  
L. J. Boyd

Subscribed and sworn to before me at Carrollton Ark this, the 31 day of Aug, A. D., 1896.  
P. J. Swon  
My Com. Ex. Sept 20-1898



# Application for Cherokee Citizenship.

To the Honorable, the DAWES COMMISSION, Tahlequah, Indian Territory.

The undersigned Margaret P. Leathers your petitioner, makes this her application for admission to citizenship in the Cherokee Nation, Indian Territory, as a Cherokee Indian by blood, in accordance with all the Treaties, the Constitution and laws of the Cherokee Nation, and precedents established and of record, and respectfully submits the following statement of facts for the grounds of her claim, to-wit:

That She is the daughter of Francis Lipp one of who was a daughter of Michael Morris and was a daughter of Henry Leathers one of

who your petitioner firmly believes, was a Cherokee Indian by blood and duly acknowledged member of the Cherokee tribe of Indians, and from whom She derived her Cherokee Indian blood, entitling her to citizenship in the Cherokee Nation, Indian Territory.

That name and the name of said ancestor should be found to appear on the Census Rolls taken and made of Cherokees east of the Mississippi river, in the years, 1835, 1848, 1851, and 1852.

And your petitioner respectfully avails the time this application for admission, together with the proof in support thereof, shall be truly heard and passed upon.

That the age of your petitioner is 60 years; that her postoffice address is Carrollton Arkansas and that her family, by virtue of Cherokee Indian blood, consists of the following named, to-wit:

NO.	NAMES	SEX	AGE	RELATIONSHIP	REMARKS
1	R. H. Leathers	Male	62	Husband	
2	Lenora Hulse	Female	38	daughter	married
3	Frances Yeager	Female	36	daughter	"
4	John R. Leathers	Male	24	Son	
5	James Leathers	Male	22	Son	
6	Georah H. Mitchell	Female	34	daughter	married
7	Julia B. McHenry	Female	29	daughter	"
8	Leathers, P. Reynolds	"	28	daughter	"

In witness whereof, I have hereunto set my hand at Carrollton Ark this, the 31 day of Aug A. D., 1896.

Attest: Roland Boyd Margaret P. Leathers  
R. O. Boyd

Subscribed and sworn to before me at Carrollton Ark this, the 31 day of August A. D., 1896.  
R. T. Swon Notary  
my com & exp. Sept 20 1898

# Application for Cherokee Citizenship.

To the Honorable, the DAWES COMMISSION, Tahlequah, Indian Territory.

The undersigned *John A. Leathers* your petitioner,  
makes this *his* application for admission to citizenship in the Cherokee Nation, Indian Territory,  
as a Cherokee Indian by blood, in accordance with all the Treaties, the Constitution and laws of the Cherokee  
Nation, and precedents established and of record, and respectfully submits the following statement of facts  
for the grounds of *his* claim, to-wit:

for the grounds of his claim, to-wit:

That he is the son of M. P. Leathens one of  
who was a daughter of France Leath, who was  
a daughter of and the late Rachel Nonnins of who  
was a daughter of the late Henry Chamber one of  
Henry Chamber who your petitioner firmly believes, was  
Cherokee Indian by blood and duly acknowledged member of the Cherokee tribe of Indians, and from  
whom he derived his Cherokee Indian blood, entitling him to citizenship in the Cherokee  
Nation, Indian Territory.

That \_\_\_\_\_ name and the name \_\_\_\_\_ of said ancestor should be found to appear on the Census Rolls taken and made of Cherokees east of the Mississippi river, in the years, 1835, 1848, 1851, and 1852.

And your petitioner respectfully awaits the time this application for admission, together with the proof in support thereof, shall be truly heard and passed upon.

That the age of your petitioner is Twenty four years; that his postoffice address is Hamilton Ave and that no family, by virtue of Cherokee Indian blood, consists of the following named, to-wit:

[illegible]

In witness whereof, I have hereunto set my hand at Marroton Ark  
this, the 31<sup>st</sup> day of Aug, A. D., 1896.

Attest: *R. Mitchell* John K. Leather

Subscribed and sworn to before me at Carrollton Ark.  
this, the 31<sup>st</sup> day of August A. D. 1896.

R. F. Sivor N.P.  
My Com Exp Sept-20-1898

*Revised*

**REVISIONS**

Revised on 1/1/1925

Revised on 1/1/1925

Revised on 1/1/1925

## Application for Cherokee Citizenship.

To the Honorable, the DAWES COMMISSION, Tahlequah, Indian Territory.

The undersigned John A. Leath, your petitioner,  
makes this his application for admission to citizenship in the Cherokee Nation, Indian Territory,  
as a Cherokee Indian by blood, in accordance with all the Treaties, the Constitution and laws of the Cherokee  
Nation, and precedents established and of record, and respectfully submits the following statement of facts  
for the grounds of his claim, to-wit:

That he is the son of M. J. Leather, one of  
 who was a daughter of Frances Lyles  
 who was a daughter of one of  
 Rachael Morris and the who was a daughter of  
 Henry Chambers who your petitioner firmly believes, was a  
 Cherokee Indian by blood and duly acknowledged member of the Cherokee tribe of Indians, and from  
 whom he derived his Cherokee Indian blood, entitling him to citizenship in the Cherokee  
 Nation, Indian Territory.

*That name and the name of said ancestor should be found to appear on the Census Rolls taken and made of Cherokees east of the Mississippi river, in the years, 1835, 1848, 1851, and 1852.*

And your petitioner respectfully avails the time this ~~in~~ application for admission, together with the ~~in~~ support thereof, shall be truly heard and passed upon.

That the age of your petitioner is Twenty-four years; that his postoffice address is Carrollton Ark and that no family, by virtue of Cherokee Indian blood, consists of the following named, to-wit:

[illegible]

In witness whereof, I have hereunto set my hand at Harrold Tex Ark  
this, the 31<sup>st</sup> day of Aug, A.D., 1896.

Attest. *R. J. Ritchie* John R. Leach

Subscribed and sworn to before me at Marshalltown Ark  
this, the 31 day of August - A. D., 1896.

H. F. Savor Mr.  
My Com Et Rept-20-1880



## Application for Cherokee Citizenship.

To the Honorable, the DAWES COMMISSION, Tahlequah, Indian Territory.

The undersigned Amos A. Seathers your petitioner,  
makes this his application for admission to citizenship in the Cherokee Nation, Indian Territory,  
as a Cherokee Indian by blood, in accordance with all the Treaties, the Constitution and laws of the Cherokee  
Nation, and precedents established and of record, and respectfully submits the following statement of facts  
for the grounds of his claim, to-wit:

That he is the son of Mary Ann P. Lee who was the daughter of Frances Lippo who was a daughter of and the Rachael Morris one of who was the and the daughter one of Henry Lechambers who your petitioner firmly believes, was a Cherokee Indian by blood and duly acknowledged member of the Cherokee tribe of Indians, and from whom he derived his Cherokee Indian blood, entitling him to citizenship in the Cherokee Nation, Indian Territory.

That \_\_\_\_\_ name and the name \_\_\_\_\_ of said ancestor should be found to appear on the Census Rolls taken and made of Cherokees east of the Mississippi river, in the years, 1835, 1848, 1851, and 1852.

And your petitioner respectfully awaits the time this his application for admission, together with the proof in support thereof, shall be truly heard and passed upon.

That the age of your petitioner is 22 years; that his postoffice address is Carrollton Arkansas and that ~~his~~ family, by virtue of Cherokee Indian blood, consists of the following named, to-wit:

[illegible]

In witness whereof, I have hereunto set my hand at Carrollton Arkansas  
this, the 31 day of August A. D., 1896.

Attest: Roland Boyd  
L. F. Boyd

James A Leathers

this, the 31

Subscribed and sworn to before me at Carrollton Ark  
day of August A. D. 1896.

1940  
R. T. Swann No 10

My leon 5 Sept-20-1898

# Application for Cherokee Citizenship.

To the Honorable, the **DAWES COMMISSION**, Tahlequah, Indian Territory.

The undersigned James A. Leathern your petitioner,  
makes this his application for admission to citizenship in the Cherokee Nation, Indian Territory,  
as a Cherokee Indian by blood, in accordance with all the Treaties, the Constitution and laws of the Cherokee  
Nation, and precedents established and of record, and respectfully submits the following statement of facts  
for the grounds of his claim, to-wit: J. M. Leathern

for the grounds of <sup>his</sup> claim, to-wit:

That <sup>he</sup> ~~was~~ <sup>is the</sup> son of Margaret P. Leather <sup>one of</sup>  
who ~~was~~ <sup>is</sup> a daughter of Frances Liffs who  
was a pi <sup>ghter</sup> ~~ghter~~ <sup>and one</sup> of Rachael Jorris <sup>one of</sup>  
who was a <sup>daughter</sup> ~~daughter~~ of Henry Leham <sup>one of</sup>  
who your petitioner firmly believes, was a

Cherokee Indian by blood and duly acknowledged member of the Cherokee tribe of Indians, and from whom he derived his Cherokee Indian blood, entitling him to citizenship in the Cherokee Nation, Indian Territory.

That \_\_\_\_\_ name and the name \_\_\_\_\_ of said ancestor \_\_\_\_\_ should be found to appear on the Census Rolls taken and made of Cherokees east of the Mississippi river, in the years, 1835, 1848, 1851, and 1852.

And your petitioner respectfully awaits the time this his application for admission, together with the proof in support thereof, shall be truly heard and passed upon.

That the age of your petitioner is 22 years; that his postoffice address is Carrollton Ark and that his family, by virtue of Cherokee Indian blood, consists of the following named, to-wit:

[illegible]

In witness whereof, I have hereunto set my hand at Carrollton, Arkansas  
this, the 31 day of August, A. D., 1896.

Attest: Roland Boyd James H.athers  
L. H. Boyd  
Subscribed and sworn to before me at Carrollton

Subscribed and sworn to before me at Marshall on  
this, the 31 day of August, A. D., 1896.

My. Leon Et Rept-20-1858

# Application for Cherokee Citizenship.

To the Honorable, the DAWES COMMISSION, Tahlequah, Indian Territory.

The undersigned *Frances E Kirkpatrick* your petitioner, makes this *her* application for admission to citizenship in the Cherokee Nation, Indian Territory, as a Cherokee Indian by blood, in accordance with all the Treaties, the Constitution and laws of the Cherokee Nation, and precedents established and of record, and respectfully submits the following statement of facts for the grounds of *her* claim, to-wit:

That ~~she~~ <sup>is the</sup> ~~daughter of~~ <sup>Julia A. Shumard</sup>  
~~And she a daughter of~~ <sup>Frances Lips</sup>  
~~And she a~~ <sup>and</sup> ~~daughter of~~ <sup>one of</sup>  
~~Rachael Morris~~ <sup>and</sup> ~~she a daughter~~ <sup>one of</sup>  
~~Henry LaHambe~~ <sup>who your petitioner firmly believes, was a</sup>  
 Cherokee Indian by blood and duly acknowledged member of the Cherokee tribe of Indians, and from  
 whom she derived her Cherokee Indian blood, entitling her to citizenship in the Cherokee  
 Nation, Indian Territory.

*That name and the name of said ancestor should be found to appear on the Census Rolls taken and made of Cherokees east of the Mississippi river, in the years, 1835, 1848, 1851, and 1852.*

And your petitioner respectfully avails the time this he application for admission, together with the proof in support thereof, shall be truly heard and passed upon.

That the age of your petitioner is 32 years; that her postoffice address is Canollon Ark and that her family, by virtue of Cherokee Indian blood, consists of the following named, to-wit:

NO.	NAMES	SEX	AGE	RELATIONSHIP	REMARKS
1	William H Kirkpatrick	Male	42	Husband	
2	Charles S Kirkpatrick	...	15	Son	
3	Ralph Kirkpatrick	...	12	...	
4	Grace Kirkpatrick	...	10	Daughter	
5	Roy Kirkpatrick	<del>Male</del>	2	Son	

In witness whereof, I have hereunto set my hand at Carrollton Ark  
this, the 2 day of Sept, A.D., 1896.

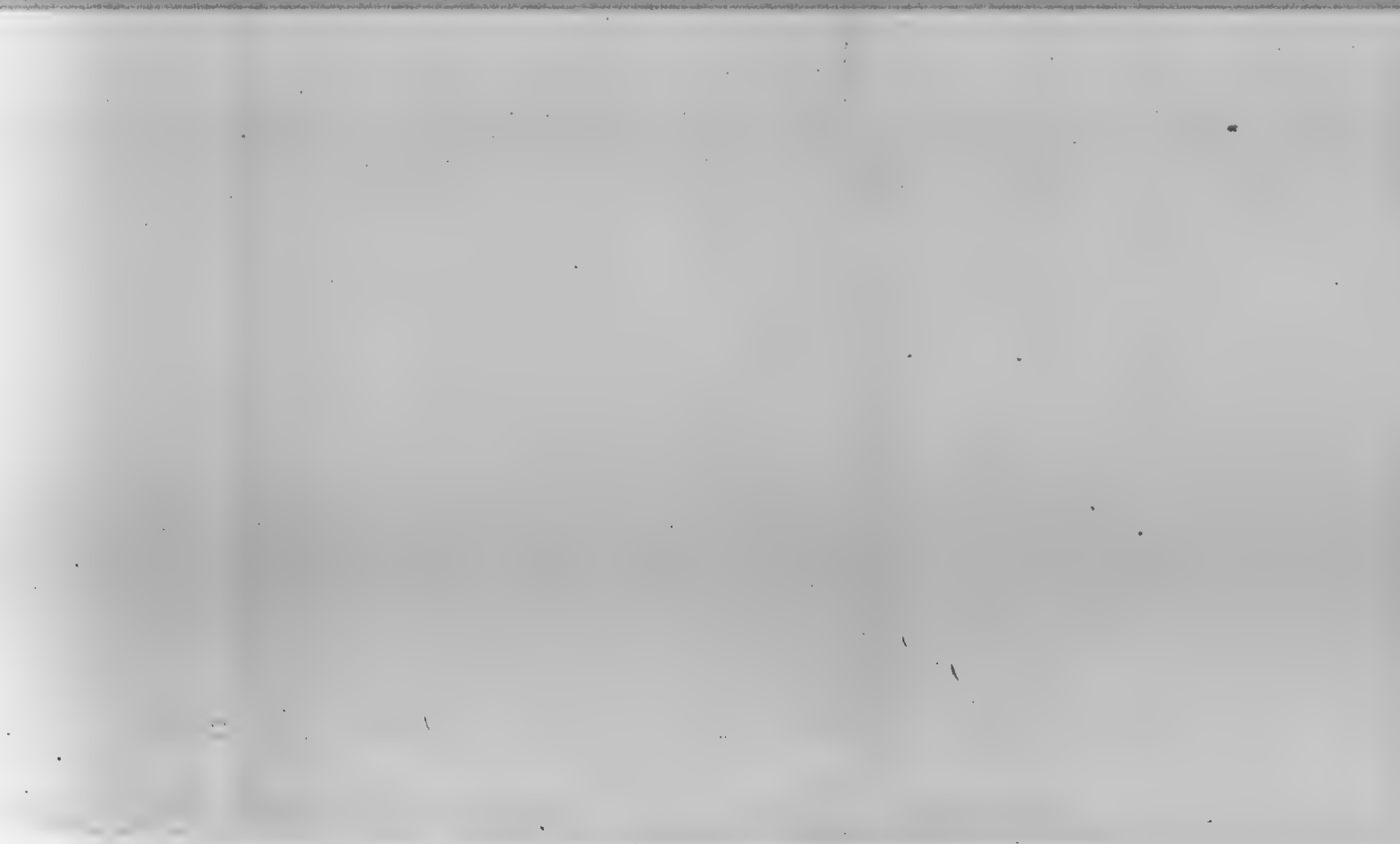
Attest: L. R. Boyd  
Ida Boyd

this, the 2<sup>nd</sup> day of Sept A. D. 1896. Subscribed and sworn to before me at Warroll 205 Ark

My Corn & Sept-20-1898

1895

...





Application for Cherokee Citizenship.

To the Honorable, the DAWES COMMISSION, Tahlequah, Indian Territory.

The undersigned Frances E. Kirkpatrick your petitioner, makes this her application for admission to citizenship in the Cherokee Nation, Indian Territory, as a Cherokee Indian by blood, in accordance with all the Treaties, the Constitution and laws of the Cherokee Nation, and precedents established and of record, and respectfully submits the following statement of facts for the grounds of her claim, to-wit:

That she is the daughter of Julius G. Shipman and she a daughter of Francis Lipps and she a daughter of the Russell Name one of she a daughter of Henry Chambers one of whom your petitioner firmly believes, was

Cherokee Indian by blood and duly acknowledged member of the Cherokee tribe of Indians, and from whom she derived her Cherokee Indian blood, entitling her to citizenship in the Cherokee Nation, Indian Territory.

That name and the name of said ancestor should be found to appear on the Census Rolls taken and made of Cherokee east of the Mississippi river, in the years, 1835, 1848, 1851, and 1852.

And your petitioner respectfully avails the time this her application for admission, together with the proof in support thereof, shall be truly heard and passed upon.

That the age of your petitioner is 32 years; that her postoffice address is Carrollton Ark and that her family, by virtue of Cherokee Indian blood, consists of the following named, to-wit:

NO.	NAMES	SEX	AGE	RELATIONSHIP	REMARKS
1	Wm. H. Kirkpatrick	male	42	Husband	
2	Ed. Carlos S. Kirkpatrick		15	son	
3	Ralph Kirkpatrick		12		
4	Grace Kirkpatrick	female	10	daughter	
5	Ray Kirkpatrick	male	2	son	

In witness whereof, I have hereunto set my hand at Carrollton Ark this, the 2<sup>nd</sup> day of Sept, A. D., 1896.

Attest: L. F. Boyd Frances E. Kirkpatrick  
Lola Boyd

Subscribed and sworn to before me at Carrollton Ark this, the 2<sup>nd</sup> day of Sept, A. D., 1896.

R. T. Swon N.P.  
My Com 24 Sept - 20 - 1896

To the Honorable the Dawes Commission on Citizenship in the Five Civilized Tribes  
in the Indian Territory:

Your petitioner, Georah H Mitchell, undersigned, respectfully  
states that she is a Cherokee Indian by blood, and asks to be enrolled as a member of the  
Cherokee Nation of Indians in the Indian Territory. That she derives her said Indian  
blood from Mary Ann Leather her Mother, who was a  
Cherokee Indian by blood, who was a daughter  
of Francis Lipp, who was a daughter  
of Rachael Wynn, who was a daughter  
of Henry Chambers whom your petitioner  
firmly believes was a Cherokee Indian by  
blood, and duly recognized as a member of  
Cherokee tribe of Indians from whom she derives her Indian blood.  
Your petitioner states the above facts as the lawful grounds of her application for citizenship in the  
Cherokee Nation, and prays that her claim may be fully investigated by your  
Honorable Commission and that she be adjudged to be a citizen of said Cherokee  
Nation of Indians and entitled to all the rights and privileges pertaining to such citizenship in accordance with  
the laws and treaties with said Nation of Indians.

My age is 34 years. My Post Office address is Carrollton Arkansas  
My family consists of the following named persons: My Husband and children, as follows:  
R. J. Mitchell, Jr (husband), aged 34 years.  
Edna May Mitchell (Female) aged 13 years.  
Eddie Earl Mitchell (Female) aged 11 years.  
Erten Mitchell (Male) aged 7 years.  
Lorena Mitchell (Female) aged 3 years.  
aged years.  
aged years.  
aged years.  
aged years.  
aged years.

WITNESS my hand this 31<sup>st</sup> day of August, 1896.

Georah H Mitchell

J. A. Stephens  
ss.

Personally appeared before me, the undersigned authority Georah H Mitchell  
to me known to be the petitioner in the above petition, who being by me first duly sworn, upon her oath  
says that she is the petitioner in the above petition, that she has read (or heard read) the said petition,  
and that the facts stated therein are true, as she verily believes.

Georah H. Mitchell

Subscribed and sworn to before me at Carrollton Arkansas  
this 31<sup>st</sup> day of August, A.D. 1896.

R. J. Swain, Notary

My Comm. Ex. 26/11-20. 1898



To the Honorable the Dawes Commission on Citizenship in the Five Civilized Tribes  
in the Indian Territory:

Your petitioner Zeriah H. Mitchell, undersigned, respectfully  
states that she is a Cherokee Indian by blood, and asks to be enrolled as a member of the  
Cherokee Nation of Indians in the Indian Territory. That she derives her said Indian  
blood from Mouragitt P. Leathers her mother, who was a  
Cherokee Indian by blood. She was a daughter  
of Francis Lipps who was a daughter of Rachel  
Marrio who was a daughter of Henry Leathers  
whom your petitioner firmly believes was a Cherokee  
Indian by blood and duly acknowledged a member of  
Cherokee tribe of Indian from whom she derives  
Indian blood.

Your petitioner states the above facts as the lawful grounds of her application for citizenship in the  
Cherokee Indian Nation, and prays that her claim may be fully investigated by your  
Honorable Commission and that she be adjudged to be a citizen of said Cherokee  
Nation of Indians and entitled to all the rights and privileges pertaining to such citizenship in accordance with  
the laws and treaties with said Nation of Indians.

My age is 34 years. My Post Office address is Carrollton Arkansas

My family consists of the following named persons: My Husband and children, as follows:  
R. J. Mitchell (husband), aged 34 years.  
Edna May Mitchell female, aged 13 years.  
Ethel Earl Mitchell, aged 11 years.  
Ernest Mitchell male, aged 7 years.  
Louise Mitchell female, aged 3 years.  
aged \_\_\_\_\_ years.  
aged \_\_\_\_\_ years.  
aged \_\_\_\_\_ years.  
aged \_\_\_\_\_ years.

WITNESS my hand this 31 day of Aug, 1896.

Zeriah H. Mitchell

J. C. Leathers  
J. C. Leathers

Personally appeared before me, the undersigned authority, Zeriah H. Mitchell  
to me known to be the petitioner in the above petition, who being by me first duly sworn, upon her oath  
says that she is the petitioner in the above petition, that she has read (or heard read) the said petition,  
and that the facts stated therein are true, as she verily believes.

Subscribed and sworn to before me at Carrollton Arkansas  
this 31 day of August, A.D. 1896.

W. T. Swain N. P.  
My Com & Refs - 20 - 1898



Application for Cherokee Citizenship.

To the Honorable, the DAWES COMMISSION, Tahlequah, Indian Territory.

The undersigned Cedelle M. Gurley your petitioner, makes this her application for admission to citizenship in the Cherokee Nation, Indian Territory, as a Cherokee Indian by blood, in accordance with all the Treaties, the Constitution and laws of the Cherokee Nation, and precedents established and of record, and respectfully submits the following statement of facts for the grounds of her claim, to-wit:

That she is the daughter of Jones H. Lipps one of and the son of Francis Lipps and she a daughter of and the Luckhart Harris and one of she a daughter and the Nancy Chambers one of who your petitioner firmly believes, was

Cherokee Indian by blood and duly acknowledged member of the Cherokee tribe of Indians, and from whom she derived her Cherokee Indian blood, entitling her to citizenship in the Cherokee Nation, Indian Territory.

That name and the name of said ancestor should be found to appear on the Census Rolls taken and made of Cherokees east of the Mississippi river, in the years, 1835, 1848, 1851, and 1852.

And your petitioner respectfully avails the time this application for admission, together with the proof in support thereof, shall be truly heard and passed upon.

That the age of your petitioner is 24 years; that her postoffice address is Carrollton Ark and that her family, by virtue of Cherokee Indian blood, consists of the following named, to-wit:

NO.	NAMES	SEX	AGE	RELATIONSHIP	REMARKS
1	John H. Gurley	Male	36	Husband	
2	Lois L. Gurley	Female	2	daughter	
3	Jones E. Gurley	Male	9	son	
4	Ada R. Gurley	Female	7	daughter	
5	Holland Gurley	Male	6	son	
6	Ada M. Gurley	Female	4	daughter	
7	Nancy E. Gurley	Female	2	daughter	
8	John C. Gurley	Male	1	son	

In witness whereof, I have hereunto set my hand at Carrollton Ark this, the 2<sup>nd</sup> day of Sept, A. D., 1896.

Attest:

L. J. Boyd  
Ida Boyd

Cedelle M. Gurley

Subscribed and sworn to before me at Carrollton Ark this, the 2<sup>nd</sup> day of Sept, A. D., 1896.

R. T. Swor N.P.

My Com Ex Sept-20-1898

*Revis*

Application for Cherokee Citizenship.

To the Honorable, the DAWES COMMISSION, Tahlequah, Indian Territory.

The undersigned Edella M. Gurley your petitioner, makes this her application for admission to citizenship in the Cherokee Nation, Indian Territory, as a Cherokee Indian by blood, in accordance with all the Treaties, the Constitution and laws of the Cherokee Nation, and precedents established and of record, and respectfully submits the following statement of facts for the grounds of her claim, to-wit:

That she is the Daughter of James H. Lipps one of and he a son of Frances Lipps and she a daughter of and the Rachael Norris and one of she a daughter and the of Henry Chambers one of who your petitioner firmly believes, was a

Cherokee Indian by blood and duly acknowledged member of the Cherokee tribe of Indians, and from whom she derived her Cherokee Indian blood, entitling her to citizenship in the Cherokee Nation, Indian Territory.

That name and the name of said ancestor should be found to appear on the Census Rolls taken and made of Cherokees east of the Mississippi river, in the years, 1835, 1848, 1851, and 1852.

And your petitioner respectfully avails the time this her application for admission, together with the proof in support thereof, shall be truly heard and passed upon.

That the age of your petitioner is 40 years; that her postoffice address is Carrollton Arkansas and that her family, by virtue of Cherokee Indian blood, consists of the following named, to-wit:

NO.	NAMES	SEX	AGE	RELATIONSHIP	REMARKS
1	John H. Gurley	Male	36	Husband	
2	Lois L. Gurley	...	12	Female	
3	James E. Gurley	...	9	Son	
4	Ada R. Gurley	...	7	...	
5	Holland Gurley	...	6	...	
6	Ira M. Gurley	...	4	...	
7	Nancy E. Gurley	...	2	Female	
8	John O. Gurley	...	1	Son	

In witness whereof, I have hereunto set my hand at Carrollton Ark this, the 2<sup>nd</sup> day of Sept, A. D., 1896.

Attest: L. F. Boyd Edella M. Gurley  
Lida Boyd

Subscribed and sworn to before me at Carrollton Ark this, the 2<sup>nd</sup> day of Sept, A. D., 1896.

R. T. Swann N. P.  
My Comm. Ex. Sept-20-1898

Application for Cherokee Citizenship.

To the Honorable, the DAWES COMMISSION, Tahlequah, Indian Territory.

The undersigned Frances M. Yeager your petitioner, makes this her application for admission to citizenship in the Cherokee Nation, Indian Territory, as a Cherokee Indian by blood, in accordance with all the Treaties, the Constitution and laws of the Cherokee Nation, and precedents established and of record, and respectfully submits the following statement of facts for the grounds of her claim, to-wit:

That she is the daughter Maya Leathens and she a daughter of Frances Lipps, and she a daughter of Rachael Morris and she a daughter of Henry Chamber who your petitioner firmly believes, was a Cherokee Indian by blood and duly acknowledged member of the Cherokee tribe of Indians, and from whom she derived her Cherokee Indian blood, entitling her to citizenship in the Cherokee Nation, Indian Territory.

That name and the name of said ancestor should be found to appear on the Census Rolls taken and made of Cherokees east of the Mississippi river, in the years, 1835, 1848, 1851, and 1852.

And your petitioner respectfully awaits the time this her application for admission, together with the proof in support thereof, shall be truly heard and passed upon.

That the age of your petitioner is 36 years; that her postoffice address is Burlington Ark and that her family, by virtue of Cherokee Indian blood, consists of the following named, to-wit:

NO.	NAMES	SEX	AGE	RELATIONSHIP	REMARKS
1	James M. Yeager	Male	38	Husband	
2	Charles M. Yeager	...	14	Son	
3	Royal B. Yeager	...	12	...	
4	Harmer H. Yeager	...	9	...	
5	Belanena M. Yeager	...	4	...	

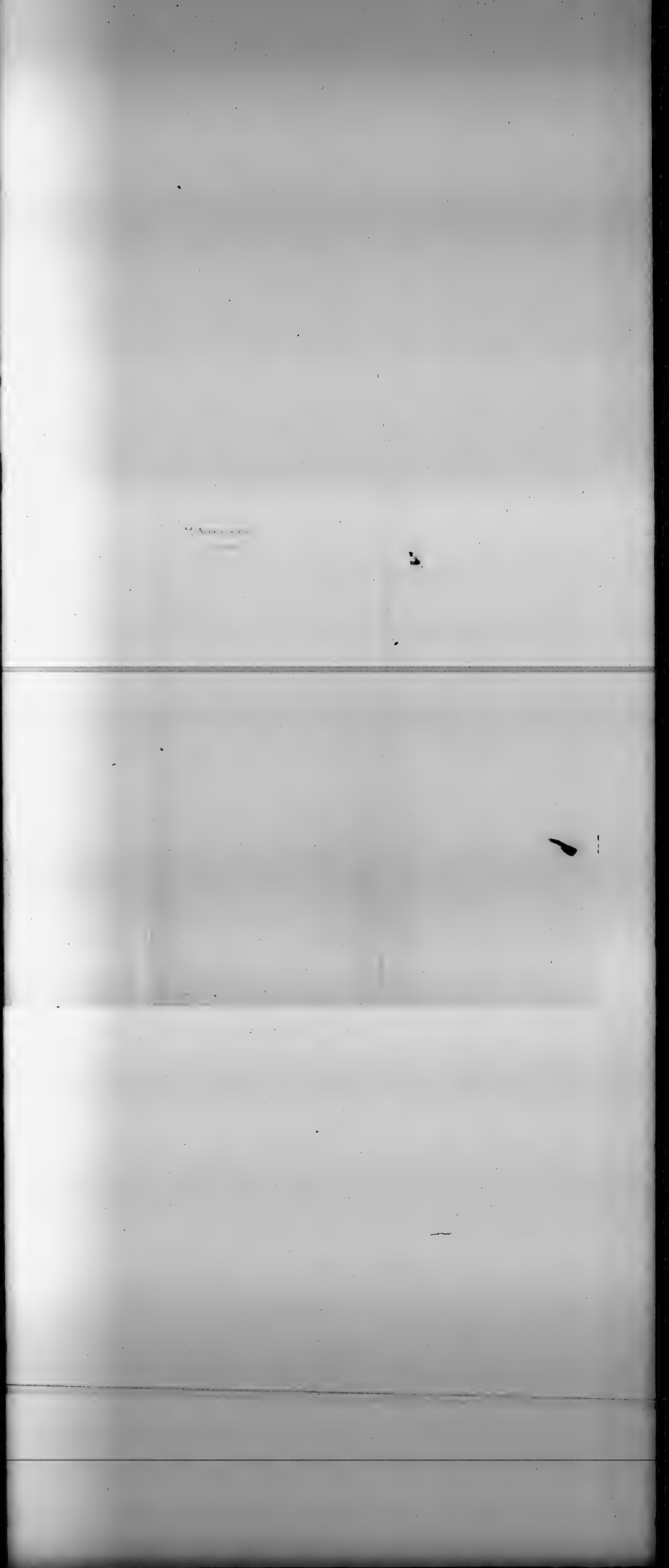
In witness whereof, I have hereunto set my hand at Carrollton Ark this, the 2<sup>nd</sup> day of Sept, A. D., 1896.

Attest: L. F. Boyd Frances M. Yeager  
Ida Boyd

Subscribed and sworn to before me at Carrollton Ark this, the 2<sup>nd</sup> day of Sept, A. D., 1896.

R. T. Swor N. P.  
My Com 24 Sept-20-1898





# Application for Cherokee Citizenship.

To the Honorable, the DAWES COMMISSION, Tahlequah, Indian Territory.

The undersigned Frances M. Yeager your petitioner, makes this her application for admission to citizenship in the Cherokee Nation, Indian Territory, as a Cherokee Indian by blood, in accordance with all the Treaties, the Constitution and laws of the Cherokee Nation, and precedents established and of record, and respectfully submits the following statement of facts for the grounds of her claim, to-wit:

That she is the daughter of Margaret Leathens and she a daughter of Frances L. L. L. and she a daughter one of Rachael Norris and she a daughter one of Henry Chambers who your petitioner firmly believes, was a Cherokee Indian, by blood and duly acknowledged member of the Cherokee tribe of Indians, and from whom she derived her Cherokee Indian blood, entitling her to citizenship in the Cherokee Nation, Indian Territory.

That name and the name of said ancestor should be found to appear on the Census Rolls taken and made of Cherokees east of the Mississippi river, in the years, 1835, 1848, 1851, and 1852.

And your petitioner respectfully awaits the time this her application for admission, together with the proof in support thereof, shall be truly heard and passed upon.

That the age of your petitioner is 36 years; that her postoffice address is Burlington Arkansas and that her family, by virtue of Cherokee Indian blood, consists of the following named, to-wit:

NO.	NAMES	SEX	AGE	RELATIONSHIP	REMARKS
1	James L. Yeager	Male	38	Husband	
2	Charles M. Yeager	...	14	Son	
3	Royal B. Yeager	...	12	...	
4	Homer H. Yeager	...	9	...	
5	Clarence M. Yeager	...	4	...	

In witness whereof, I have hereunto set my hand at Carrollton Ark this, the 2<sup>nd</sup> day of Sept, A. D., 1896.

Attest: L. F. Boyd  
Ida Boyd Frances M. Yeager

Subscribed and sworn to before me at Carrollton this, the 2<sup>nd</sup> day of Sept, A. D., 1896.

R. T. Swor N. P.  
My Com Ex Sept-20-1898

Application for Cherokee Citizenship.

To the Honorable, the DAWES COMMISSION, Tablequah, Indian Territory.

The undersigned *Julia Bell McLurray* your petitioner, makes this *her* application for admission to citizenship in the Cherokee Nation, Indian Territory, as a Cherokee Indian by blood, in accordance with all the Treaties, the Constitution and laws of the Cherokee Nation, and precedents established and of record, and respectfully submits the following statement of facts for the grounds of *her* claim, to-wit:

That *she* is the *Daughter of Margaret P. one of*  
*Leathers* and *she a daughter of Frances*  
*Lipps* and *she a daughter* *one of*  
*Rachael Morris* and *she a daughter* *one of*  
*Henry Chambers* who your petitioner firmly believes, was a  
Cherokee Indian by blood and duly acknowledged member of the Cherokee tribe of Indians, and from  
whom *she* derived *her* Cherokee Indian blood, entitling *her* to citizenship in the Cherokee  
Nation, Indian Territory.

That name and the name of said ancestor should be found to appear on the Census  
Rolls taken and made of Cherokees east of the Mississippi river, in the years, 1835, 1848, 1851, and 1852.

And your petitioner respectfully avails the time this *her* application for admission, together  
with the proof in support thereof, shall be truly heard and passed upon.

That the age of your petitioner is *28* years; that *her* postoffice ad-  
dress is *Burlington Arkansas* and that *her* family, by virtue  
of Cherokee Indian blood, consists of the following named, to-wit:

NO.	NAMES	SEX	AGE	RELATIONSHIP	REMARKS
1	Alexander L. McLurray	Male	28	Husband	
2	Brice R. McLurray	...	4	Son	
3	Earnest L. McLurray	...	3	...	
4	Alton McLurray	...	1	...	

In witness whereof, I have hereunto set my hand at  
this, the *2<sup>nd</sup>* day of *Sept*, A. D., 1896.

Attest:

*L. F. Boyd*  
*Ida Boyd*

*Julia Bell McLurray*

Subscribed and sworn to before me at *Carrollton Ark*  
this, the *2<sup>nd</sup>* day of *Sept*, A. D., 1896.

*R. T. Swor N. P.*  
*My Comm. Ex. Sept-20-1898*

Application for Cherokee Citizenship.

To the Honorable, the DAWES COMMISSION, Tahlequah, Indian Territory.

The undersigned Julia Belle McEury your petitioner, makes this her application for admission to citizenship in the Cherokee Nation, Indian Territory, as a Cherokee Indian by blood, in accordance with all the Treaties, the Constitution and laws of the Cherokee Nation, and precedents established and of record, and respectfully submits the following statement of facts for the grounds of her claim, to-wit:

That she is the daughter of Margaret P. Leather one of and she a daughter of Amos Lipps and she a daughter of Puckett Harris one of and she a daughter of Henry Chamber one of who your petitioner firmly believes, is us a Cherokee Indian by blood and duly acknowledged member of the Cherokee tribe of Indians, and from whom she derived her Cherokee Indian blood, entitling her to citizenship in the Cherokee Nation, Indian Territory.

That name and the name of said ancestor should be found to appear on the Census Rolls taken and made of Cherokees east of the Mississippi river, in the years, 1835, 1848, 1851, and 1852.

And your petitioner respectfully awaits the time this her application for admission, together with the proof in support thereof, shall be truly heard and passed upon.

That the age of your petitioner is 29 years; that her postoffice address is Burlington Ark and that her family, by virtue of Cherokee Indian blood, consists of the following named, to-wit:

NO.	NAMES	SEX	AGE	RELATIONSHIP	REMARKS
1	Aletandra E. McEury	ma	28	Thimble	
2	Bruce R. McEury	"	4	son	
3	Olga Ernest C. McEury	"	3	"	
4	Alton McEury	"	1	"	

In witness whereof, I have hereunto set my hand at Carrollton Ark this, the 2<sup>nd</sup> day of Sept, A. D., 1896.

Attest: L. P. Boyd Julia Belle McEury  
Ida Boyd

Subscribed and sworn to before me at Carrollton Ark this, the 2<sup>nd</sup> day of Sept, A. D., 1896.

R. T. Swor N. P.  
My Com Ex Sept-20-1898





# Application for Cherokee Citizenship.

To the Honorable, the DAWES COMMISSION, Tahlequah, Indian Territory.

The undersigned Julia C. Shipman your petitioner, makes this her application for admission to citizenship in the Cherokee Nation, Indian Territory, as a Cherokee Indian by blood, in accordance with all the Treaties, the Constitution and laws of the Cherokee Nation, and precedents established and of record, and respectfully submits the following statement of facts for the grounds of her claim, to-wit:

That she is the daughter of Francis Lippe one of her ancestors and the daughter one of her ancestors and the daughter one of her ancestors who your petitioner firmly believes, was a Cherokee Indian by blood and duly acknowledged member of the Cherokee tribe of Indians, and from whom she derived her Cherokee Indian blood, entitling her to citizenship in the Cherokee Nation, Indian Territory.

That name and the name of said ancestor should be found to appear on the Census Rolls taken and made of Cherokees east of the Mississippi river, in the years, 1835, 1848, 1851, and 1852.

And your petitioner respectfully avails the time this her application for admission, together with the proof in support thereof, shall be truly heard and passed upon.

That the age of your petitioner is 58 years; that her postoffice address is Carrollton Arkansas and that her family, by virtue of Cherokee Indian blood, consists of the following named, to-wit:

NO.	NAMES	SEX	AGE	RELATIONSHIP	REMARKS
	<u>Benjamin Shipman</u>			<u>Husband</u>	<u>Deceased</u>
	<u>John L. Shipman</u>	<u>male</u>	<u>87</u>	<u>Wife's son</u>	<u>Married</u>
	<u>John D. Shipman</u>	<u>"</u>	<u>34</u>	<u>"</u>	<u>"</u>
	<u>Francis C. Shipman</u>	<u>male</u>	<u>32</u>	<u>daughter</u>	<u>"</u>

In witness whereof, I have hereunto set my hand at Carrollton Ark this, the 2<sup>nd</sup> day of Sept, A. D., 1896.

Attest L. F. Boyd  
Ida Boyd  
Julia C. Shipman

Subscribed and sworn to before me at Carrollton Ark this, the 2<sup>nd</sup> day of Sept, A. D., 1896.  
R. T. Swor N. P.  
My Com Et Sept-20-1898

Application for Cherokee Citizenship.

To the Honorable, the DAWES COMMISSION, Tahlequah, Indian Territory.

The undersigned James L. Shipman your petitioner, makes this his application for admission to citizenship in the Cherokee Nation, Indian Territory, as a Cherokee Indian by blood, in accordance with all the Treaties, the Constitution and laws of the Cherokee Nation, and precedents established and of record, and respectfully submits the following statement of facts for the grounds of his claim, to-wit:

That he is the son one of  
Julia A. Shipman the daughter of one of  
Andrew Lipps and she a daughter one of  
Rachel Norris and she the daughter one of  
Henry Chamber who your petitioner firmly believes, was a  
Cherokee Indian by blood and duly acknowledged member of the Cherokee tribe of Indians, and from whom derived Cherokee Indian blood, entitling to citizenship in the Cherokee Nation, Indian Territory.

That name and the name of said ancestor should be found to appear on the Census Rolls taken and made of Cherokees east of the Mississippi river, in the years, 1835, 1848, 1851, and 1852.

And your petitioner respectfully avails the time this his application for admission, together with the proof in support thereof, shall be truly heard and passed upon.

That the age of your petitioner is 37 years; that his postoffice address is Carrollton Arkansas and that his family, by virtue of Cherokee Indian blood, consists of the following named, to-wit:

NO.	NAMES	SEX	AGE	RELATIONSHIP	REMARKS
	<u>Clara M. Shipman</u>	<u>Female</u>	<u>13</u>	<u>Daughter</u>	
	<u>Bertha A. Shipman</u>	<u>"</u>	<u>10</u>	<u>"</u>	
	<u>Ora M. Shipman</u>	<u>"</u>	<u>9</u>	<u>"</u>	
	<u>Virgie E. Shipman</u>	<u>"</u>	<u>5</u>	<u>"</u>	
	<u>Frances E. Shipman</u>	<u>"</u>	<u>4</u>	<u>"</u>	
	<u>Nellie A. Shipman</u>	<u>"</u>	<u>2</u>	<u>"</u>	
	<u>Amanda J. Shipman</u>	<u>"</u>	<u>34</u>	<u>Wife</u>	

In witness whereof, I have hereunto set my hand at Carrollton Ark.  
this, the 2d. day of Sept. A. D., 1896.

Attest: L. F. Boyd  
Ida Boyd

Subscribed and sworn to before me at Carrollton Ark.  
this, the 2d day of Sept. A. D., 1896.  
R. J. Smor  
My Com & Rept - 20 - 1898

Subman



# Application for Cherokee Citizenship.

To the Honorable, the DAWES COMMISSION, Tahlequah, Indian Territory.

The undersigned James L. Dugman your petitioner, makes this 11th application for admission to citizenship in the Cherokee Nation, Indian Territory, as a Cherokee Indian by blood, in accordance with all the Treaties, the Constitution and laws of the Cherokee Nation, and precedents established and of record, and respectfully submits the following statement of facts for the grounds of his claim, to-wit:

That James L. Dugman is the son of James L. Dugman and the one of the ancestors of your petitioner firmly believes, were Cherokee Indian by blood and duly acknowledged member of the Cherokee tribe of Indians, and from whom derived Cherokee Indian blood, entitling to citizenship in the Cherokee Nation, Indian Territory.

That name and the name of said ancestor should be found to appear on the Census Rolls taken and made of Cherokees east of the Mississippi river, in the years, 1835, 1848, 1851, and 1852.

And your petitioner respectfully avails the time this 11th application for admission, together with the proof in support thereof, shall be truly heard and passed upon.

That the age of your petitioner is 37 years; that his postoffice address is Carrollton Ark and that his family, by virtue of Cherokee Indian blood, consists of the following named, to-wit:

NO.	NAMES	SEX	AGE	RELATIONSHIP	REMARKS
	<u>Carrollton Dugman</u>	<u>Female</u>	<u>13</u>	<u>Daughter</u>	
	<u>Bertie L. Dugman</u>	<u>"</u>	<u>10</u>	<u>"</u>	
	<u>John L. Dugman</u>	<u>"</u>	<u>9</u>	<u>"</u>	
	<u>Grace E. Dugman</u>	<u>"</u>	<u>5</u>	<u>"</u>	
	<u>James E. Dugman</u>	<u>"</u>	<u>4</u>	<u>"</u>	
	<u>Willie L. Dugman</u>	<u>"</u>	<u>2</u>	<u>"</u>	
	<u>Almonda S. Dugman</u>	<u>"</u>	<u>36</u>	<u>Wife</u>	

In witness whereof, I have hereunto set my hand at Carrollton Ark this, the 2d day of Sept, A. D., 1896.

Attest: J. F. Boyd James L. Dugman  
Ida Boyd

Subscribed and sworn to before me at Carrollton Ark this, the 2d day of Sept, A. D., 1896.

R. T. Swor  
My Comm Ex Sept-20-1898

**End**



REGISTRY RECEIPT.

Post Office at *Carrabelle*

Registered Letter *No. 3* Rec'd *8-37-1894*

of *Bureau of*

addressed to *Chief Charles Robinson*

*Tobago*

*St. Vincent*



11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32

Claim of

Theresa Emma Mays  
to Cherokee Indian  
citizenship

Before the Honorable  
Commissioner of the  
Five Civilized  
Tribes

1 All the children of Maria & Thomas Emma  
2 & Mary Emma Cherokee Indian Citizenship.

3 Before the Commissioner of the  
4 Five Civilized Tribes:

5 State of Missouri

6 County of Jasper. On the 26<sup>th</sup> day of August  
7 1896 personally appeared before me the under  
8 signed Notary Public in and for said Coun-  
9 ty and state, Theresa Emma Shaw to me well  
10 known and whom I certify to be credible and  
11 respectable and being to me first duly sworn  
12 according to law and in faith that

13 she is a son of Cherokee Indian descent  
14 that she was born in Lawrence County State  
15 of Missouri on the 17<sup>th</sup> day of July 1854; that  
16 her age is Forty two (42) years; that her first  
17 office address is Earlsville Jasper County  
18 Missouri.

19 That she is the daughter of one Millicent  
20 Jane Williams a person of Cherokee Indian  
21 descent who was born in Randolph County  
22 North Carolina and died in Lawrence Coun-  
23 ty state of Missouri in 1866; And that the  
24 said Millicent Jane Williams was the &  
25 daughter of Thomas Nixon a person of Chero-  
26 kee descent who was born in Randolph  
27 County, North Carolina, in the 14<sup>th</sup> month  
28 1792 and died in said county and state in the  
29 year 1825; That the said Thomas Nixon was  
30 the son of one Millicent Nixon whose mai-  
31 den name was Kenley the daughter of one  
32 Sarah Kenley whose maiden name was Sarah

1 Emerson herself Indian Woman who,  
2 it is said was born on the Cherokee reserva-  
3 tion east of the Mississippi River and who  
4 died in Lincoln County State of North Caro-  
5 lina in the year 1813; and that the said  
6 Sarah Kenley was a recognized member of  
7 of the Cherokee Indian Tribe in her life time.  
8 The memorialist further states that she has  
9 five (5) children viz: David aged 18 years,  
10 Johnnie aged 15 years, Frank aged 13 years,  
11 Emma aged 1 year and Alfred aged 5 years.  
12 She is now a Cherokee, recently entitled  
13 to all the rights, privileges and immunities  
14 in the Cherokee Nation and Indian Territory  
15 by any member of the Cherokee Tribe of Indi-  
16 ans. She therefore submits her claim  
17 to the Honorable Commission to the five (5)  
18 Civilized Tribes and prays that the Honorable  
19 Commission will take such action as will  
20 secure herself and children as aforesaid such  
21 equal rights, privileges and immunities in  
22 the Cherokee Nation and Indian Territory  
23 as are enjoyed by any other members of the  
24 Cherokee Tribe of Indians, and for such  
25 other and further relief as the Honorable  
26 Commission may deem proper and just  
27 in the premises. That she makes this her  
28 application for admission to Cherokee Indian  
29 Citizenship for the sole purpose of her children  
30 as aforesaid emigrating to the Cherokee Nation  
31 and Indian Territory and becoming identi-  
32 fied with the Cherokee Tribe of Indians.

1 and, making a permanent residence in the  
2 Cherokee Nation

3 The said Emma Mayes  
4 State of Missouri }  
5 County of Jasper } ss.

6 I subscribed and sworn to before  
7 me this day of August 1896  
8 by the above named memorialist

9 In testimony whereof I have here-  
10 unto set my hand and official seal

11 My term expires October 25-1896

12 J. V. Hunt  
13 Notary Public.  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32



subscribed before me this 18th. day of August  
A.D. 1896. In Testimony whereof I have hereunto set my hand  
and affixed my Notarial Seal the day and year last above  
written.

W. C. Morgan,  
Notary Public,  
Notary Public,  
1896-1897.

*Affidavit of*  
*Sarah M. Morgan*

*Clara S. Thoma*  
*Emma Mayes is*  
*Charles Lindin Oct*  
*agencies*

*I swear the above Commu-*  
*sion is the true and*  
*right of the*

In the matter of Claim of Theresa Emma Mayes to Cherokee  
Indian Citizenship.

Affidavit of Sarah H. Morgan.

State of Kansas,  
County of Cherokee, ) S.S.

On this, the 12th. day of August, A.D. 1898.

Personally appeared before me, the undersigned, a Notary Public,  
in and for said County and State, Sarah H. Morgan of Cherokee  
County and State of Kansas, to me well known, and whom I certify  
to be credible and respectable, who being by me first duly  
affirmed according to law, deposeth and saith:- That she is a  
person of Cherokee Indian Descent, and was born in Randolph  
County and State of North Carolina,- That her age is 36 years,  
and her Post Office address is Lowell, Cherokee County and State  
of Kansas,- that she is well acquainted with Theresa Emma Mayes,  
the claimant named in the above entitled claim to Cherokee  
Indian Citizenship, and knows the said Theresa Emma Mayes to be  
a person of Cherokee Indian descent, and to be the daughter of  
one Miliscent Jane Williams of Cherokee Indian descent, who was  
born in Randolph County and State of North Carolina, and died in  
Lawrence County and State of Missouri, in the year 1866. And that  
she was well acquainted with the said Miliscent Jane Williams in  
her lifetime, that the said Miliscent Jane Williams was the  
reputed daughter of Thomas Nixon, a person of Cherokee Indian  
descent, who was born in Randolph County State of North Carolina,  
4th. month, 1792, and died in said County and State in 1825.  
That the said Thomas Nixon was the reputed son of Miliscent  
Nixon whose maiden name was Henley, the daughter of one Sarah

Henley, whose maiden name was Sarah Elmore, a Cherokee Indian woman who it is said was born on the Cherokee Indian Reservation East of the Mississippi River and died in Randolph County and State of North Carolina in the year A.D. 1817, and the said Sarah Henley was a recognised member of the Cherokee Tribe of Indians in her lifetime.

Affirmed to and subscribed before me this 18th. day of August A.D. 1898. In Testimony whereof I have hereunto set my hand and affixed my Notarial Seal the day and year last above written.

W. E. Morgan

Notary Public

1898

Affidavit of  
Sarah Elmore

Claimant  
Emma Morgan  
Cherokee Indian  
Agency

Before the Hon. Comm.  
S. W. H. H. H. H.  
S. W. H. H. H.

affidavit of Nancy  
H. Nixon, in the  
claim of Theresa  
Emma Mayo to  
certain Indian  
citizenship

Before the Honorable  
Commissioner to the  
Five Civilized  
Tribes



In the matter of a claim of Theresa Emma  
Mays to Cherokee Indian Citizenship.

Affidavit of Nancy H. Nixon:  
State of Kansas, Greenwood Co. ss.

On this 22 day of August A.D. 1896,  
personally appeared before me the undersigned,  
a Notary Public in and for said County, Nancy  
H. Nixon of Greenwood Co. Kansas, to me  
well known, and whom I certify to be  
credible and respectable, who being by me  
first duly sworn according to law, deposed  
and said, that she is a person of Cherokee  
Indian descent, and was born in Randolph  
County, and State of North Carolina, that  
her age is 70 years, and her post office  
address is Virgil, Kansas, that she  
is well acquainted with Theresa Emma Mays,  
the claimant named in above entitled  
claim to Cherokee Indian Citizenship,  
and knows the said Theresa Emma Mays to  
be a person of Cherokee Indian descent,  
and is the daughter of one Millicent Jane Williams  
of Cherokee Indian descent, who was born in  
Randolph County, and State of North Carolina  
and died in Lawrence County, State of Missouri in  
the year 1866, and that she was well acquainted  
with the said Millicent Jane Williams in her lifetime,  
that the said Millicent Jane Williams was the  
reputed daughter of Thomas Nixon a person of  
Cherokee Indian descent, who was born in  
Randolph County State of North Carolina 4<sup>th</sup>  
Month 1792, and died in said County and State in 1825.

That the said Thomas Nixon was the reputed  
son of Melisent Nixon whose mother's name was  
Henley, the daughter of one Sarah Henley  
whose maiden name was Sarah Edmunds, a  
Cherokee Indian woman who it is said was  
born on the Cherokee Indian Reservation  
East of the Mississippi River and died in  
Randolph County and State of North Carolina  
in the year A.D. 1813, and the said Sarah Henley  
was a recognized member of the Cherokee  
Tribe of Indians in her lifetime.

Walter H. Nixon

Subscribed and sworn to before  
me this 22 day of August A.D. 1896,  
A. J. Lowell

Canon, Nov 34 1896

Notary Public

San Francisco, Cal.

In the claim of  
Theresa Emma Mayo

Applicant of  
E. M. Muelin

Received  
of the

Wm. J. G. G. G.

7 Dec 1896

to the

of the

No. 1065

No. 1060.

Amos E. Hayes  
v.  
Charles Nation

Filed Sept. 5, 1896

H. W. January Secy.

Report  
of the  
Court

Applicant of  
J. M. Nichols

John M. Blair of  
Theresa Emma Mayo

Cartersville, Mo.

1 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32



1  
2 State of Missouri } ss  
3 County of Jasper  
4

5 I H. M. Mericle do solemnly swear  
6 that on the 27 day of August 1896 I saw a  
7 package registered at the post office at Carter-  
8 ville Missouri addressed to the Chief of the  
9 Cherokee Nation at Talequah Indian Ter-  
10 ritory that register receipt No. 36 hereto  
11 attached is the receipt for said package  
12 which contain true copies of the application  
13 of Theresa Emma Mayes and of the affidavits  
14 of Sarah H. Morgan and Nancy D. Nixon  
15 in support of the same

16 H. M. Mericle (seal)

17 Subscribed and sworn to before me a Notary  
18 Public within and for the County of Jasper &  
19 State of Missouri this 2<sup>nd</sup> day of September  
20 1896 My Comm. expires Oct. 5, 1896

21 J. G. W. Bunt  
22 Notary Public  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32

Nation's No. 523

Commission's No.

In re Application of

*James H. May*

Demurrer and Answer.

FILED SEPT. 9 1896. ☆

☆ A. S. McKENNON ☆

— COM 'R —

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of

*Thomas S. Adair*

Nation's No. *400*

Commission's No.

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant is entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said application, says that

*Thomas S. Adair* through whom the petitioner claims to derive *his* right to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *John L. Adair* *John L. Adair* Attorneys

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the

*8* day of

*Sept*

1896.

*D. J. Bell*

NOTARY PUBLIC.

**End**



819

Nation's No. 548

Commission's No. ....

In re Application of

Cordelia Moore

Demurrer and Answer.  
FILED SEPT. 9 1896. ☆

☆A. S. MCKENNON☆

—COM'R—

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of

*Cordelia Moore*

Nation's No. *549*

Commission's No. ....

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant *is* entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said application, says that *Anna Read*

through whom the petitioner *claim* to derive *her* right to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *Hutchings, Hastings & Bondine* Attorneys

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the *8<sup>th</sup>* day of *Sept*, 1896.

*S. J. Ball*

NOTARY PUBLIC.

819

139

Nation's No. ~~2833~~  
Commission's No. 549

In re Application of

*Cordelia Mow*

819

**Demurrer and Answer.**

FILED *Oct 2* 1896. \*

\*A. S. McKENNON\*



Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabanias, and  
A. B. Montgomery, Commissioners.

In the matter of application of

*Cordelia Moore*

Nation's No. *2338*

Commission's No. \_\_\_\_\_

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant *is* entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said application, says that *Amie Reed*

through whom the petitioner *is* claim to derive *her* right to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now eside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *Hutchings, Hastings & Baulin* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the *21* day of *Sept*, 1896.

*D. J. Ball*

NOTARY PUBLIC.

REGISTRY RECEIPT.

Post Office at Deepwater, Mo.  
 Registered Letter Parcel No. 42 Rec'd SEP 5 1896  
 of W.E. Moore  
Deepwater, Mo.  
 addressed to Hon. S. H. Mayes  
Pallegash, Ill.  
C. M. Beem P.M.

I, J. H. Hess, do solemnly swear that on the 5<sup>th</sup>  
 day of September 1896, I saw a package registered at the postoffice at  
 Deepwater, Henry County, Missouri, addressed to Hon. S. H. Mayes, Prin<sup>t</sup>  
 Governor or Chief of the Shawnee Nation Pallegash  
 Ind. Ter., that registry receipt No. 42/32, received from Postmaster,  
 hereto attached, is a receipt for said package, which contained true  
 copies of the application of Gordelia Moore  
 and of the affidavits of Edmond Newell and Albert Dunning  
 in support of same.

J. H. Hess

Subscribed and sworn to before me, on this 5<sup>th</sup> day of Sept. 1896.

I hereby certify that I am not related to the claimant  
March 15th 1898 } William E. Moore  
Notary Public

No. 1258-  
Application of  
Cordelia M. Brown  
for Citizenship in the  
Cherokee Indian Nation

Filed Sept. 7, 1896  
A. S. McKinnon

Clerk

Filed by Applicant  
Cordelia M. Brown

*Respectful*



State of Missouri )  
County of Henry ) ss.

On this 3<sup>rd</sup> day of September A.D. 1896, before me a Notary Public within and for the County and State foresaid, Personally appeared Cordelia Moore aged 42 years, who being duly sworn according to law makes the following declaration, in order to obtain his rights of citizenship in the Cherokee Indian Nation or Tribe. That he believes himself entitled to this right and benefit as being a Grand daughter by blood descent of Anna Read deceased of Tennessee whose citizenship was fully established and recognized for years before her death.

The claimant Cordelia Moore, who is the daughter of Amanda Dunning deceased who was the daughter of Anna Read deceased of Tennessee as the evidence herewith submitted will fully show.

She therefore files this her application for citizenship in the Cherokee Indian Nation.

That her postoffice is Deepwater, Henry County, Missouri

That she is married and has three minor children

Robert Tennill

Cordelia Moore

Jacob Manbeck

Also personally appeared Robert Tennill residing at Deepwater, Mo. and Jacob Manbeck residing at Deepwater Mo Persons whom I certify to be respectable and entitled to credit, who being duly sworn, say they were present and saw Cordelia Moore the claimant with whom they are well acquainted, sign the foregoing application for citizenship in the Cherokee Ind. Nation.

Robert Tennill  
Jacob Manbeck

Sworn and subscribed to before me this 3<sup>rd</sup> day of Sept. A.D. 1896 I hereby certify that the contents of the foregoing declaration as was fully made known to the applicant and witnesses before its execution and I have no interest in said claim.

My term expires  
March 15th 1898

William E. Moore

Notary Public

Henry County, Mo



Subscribed and sworn to before me this 1st day of June 1890.  
Notary Public for the State of New York.  
[Signature]

THE AFFIDAVIT

*Affidavit in the Ex parte*  
*Cordelia Moore*  
*for Citizenship in the*  
*Choctaw Indian Nation*

*Affidavit of*  
*Edmund Newell*

*Filed by Applicant*  
*Cordelia Moore*

County of [blank] State of New York  
I, the undersigned, being a Justice of the Peace for the County of [blank] State of New York, do hereby certify that the within and foregoing is a true and correct copy of the original as the same appears from the records of the County of [blank] State of New York.  
In testimony whereof, I have hereunto set my hand and the seal of said County, at [blank] New York, this 1st day of June 1890.  
[Signature]  
Justice of the Peace

State of Missouri )

) 33.

County of Henry )

Be it remembered that on this 3<sup>rd</sup> day of September 1896.

Personally appeared before me a Notary Public within and for the County and State aforesaid, Edmond Newell who is a reliable and creditable citizen of the County of Henry, State of Missouri, after being duly sworn according to law, deposeth and says that he is a resident of the County of Henry, State of Missouri; that his age is 62 years; that his occupation is that of a carpenter; that his postoffice is Brownington, Henry County, Missouri; that he was personally and well acquainted with Anna Read <sup>deceased</sup>, who came to this Henry County from Tennessee and died here; that he is personally and well acquainted with Cordelia Moore who is the daughter of Amanda Dunning deceased and grand daughter of Anna Read deceased of Tennessee. Affiant makes this his sworn statement from his own personal knowledge and acquaintance with the family.

Edmond Kivell

Subscribed and sworn to before me a Notary Public, This 3rd day of September A.D. 1896. by the above-named affiant; and I certify that I read said affidavit to said affiant, and acquainted him with its contents before he executed the same. I further certify that I am in nowise ~~XXXXXXXXXX~~ interested in said case, nor am I concerned in its prosecution; and that said affiant is personally known to me; that he is a credible person and so reputed in the community in which he resides.

Witness my hand and official seal this 30<sup>th</sup> day of Sept. 1896.

My term expires } William E. Moore  
March 15th 1898 } Notary Public  
Hunny County, Mo.

*Applicant of the Claim*  
*Cordelia Moore*  
*for Citizenship in the*  
*Cherokee Indian Nation*

*Applicant of*  
*Albert Cunningham*

*Filed by Applicant*  
*Cordelia Moore*

County and State of Kentucky, State of Missouri, Clerk being duly sworn:  
Personally appeared before me a Notary Public within and for the  
County of Henry )  
State of Missouri ) ss.  
Cordelia Moore, on this 1st day of September A.D. 1888.



State of Missouri )  
County of Henry ) ss.

Be it remembered that on this 3rd day of September A.D. 1896.  
Personally appeared before me a Notary Public within and for the  
County and State aforesaid, Albert Dunning who is reliable and credit-  
able citizen of Henry County, State of Missouri, after being duly sworn  
according to law, deposeth and says that he is a resident of the County  
of Henry, State of Missouri; that his age is 58 years; that his occupa-  
tion that of a farmer; that his postoffice is Deepwater, Henry County, Mo.  
that he was personally and well acquainted with Anna Read, <sup>deceased</sup> who came  
to this Henry County from Tennessee and died here; that he is person-  
ally and well acquainted with Cordelia Moore who is the daughter of  
Amanda Dunning deceased and grand daughter of Anna Read deceased of  
Tennessee. Affiant makes this his sworn statement from his own  
personal knowledge and acquaintance with the family.

*Witness  
J. H. H. H.  
C. H. H. H.*

*Albert Dunning*

Subscribed and sworn to before me a Notary Public, This 3rd  
day of September A.D. 1896. by the above named affiant; and I certify  
that I read said affidavit to said affiant, and acquainted him with  
its contents before he executed the same. I further certify that I  
am nowise interested in said case, nor am I concerned in its prosecu-  
tion; and that said affiant is personally known to me; that he is a  
credible person and so reputed in the community in which he resides.

Witness my hand and official seal this 3rd day of Sept. 1896.

*My term expires  
1898  
March 15th 1898.*

*William E. Moon*

*Notary Public*

*Henry County Mo*



**End**

820

Nation's No. 486

Commission's No.

In re Application of

Willie May Huckaby

Murrer and Answer.

FILED SEPT. 9 1896.

A. S. MCKENNON

COM'R

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabanis, and  
A. B. Montgomery, Commissioners.

In the matter of application of.....

*Lillie May Huckerby*

Nation's No. *488*

Commission's No. ....

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the  
said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy,  
and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant .....  
entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said appli-  
cation, says that *Anna Read*

..... through whom the petitioner..... claims to derive..... right  
to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since  
the removal of said Nation, west to the Indian Territory as at present located and defined; that his name  
does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now  
reside, or ever have resided in the Cherokee Nation and Indian Territory.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *Hutchings, Hastings & Band*

Attorneys

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the  
matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the

*John L. Adair*  
*3* day of *Sept* 1896.

*A. J. Ball*

NOTARY PUBLIC.



*Affidavit of the Claim*  
*of*  
*Lillie May Huchaby*  
*for Citizenship in the*  
*Cherokee Indian Nation*

*Affidavit of*  
*Albert Dunning*

*Filed by Applicant*  
*Lillie May Huchaby*

THE COURT OF THE DISTRICT OF COLUMBIA, D.C.  
DO hereby certify that the foregoing is a true and correct copy of the original as the same appears in the files of the Department of the Interior.  
Be it remembered that the foregoing was filed for record on the 1st day of September A.D. 1900.  
COUNTY OF DISTRICT OF COLUMBIA )  
Dated at Washington, D.C., this 1st day of September A.D. 1900.  
J. M. [Signature]

State of Missouri )

) 38.

County of Henry )

Be it remembered that on this 3rd day of September A.D.

1396. Personally appeared before me a Notary Public within and for the County and State aforesaid, Albert Dunning who is a reliable and creditable citizen of the County of Henry, State of Missouri, after being duly sworn according to law, deposeth and says that he is a resident of the County of Henry State of Missouri; that his age is 58 years; that his occupation that of a farmer; that his Post-Office is Deepwater, Henry County, Missouri; that he was personally and well acquainted with Anna Read who came to this Henry County from Tennessee and died here; that he is personally and well acquainted with Lillie May Huckalby.

who is a daughter of Cordelia Moore and Grand daughter of Amanda

Dunning ~~is~~ <sup>and Great Grand Daughter of</sup> ~~is a daughter~~ of Anna Reed of Tennessee. Affiant makes

this his sworn statement from his own personal knowledge and acquaintance with the family.

tance with the family.

Witness  
J. H. Hres  
O. A. Hess

Albert Dunning

Subscribed to and sworn before me a Notary Public, This day of September A.D. 1896. by the above-named affiant; and I certify that I read said affidavit to said affiant, and acquainted him with its contents before he executed the same. I further certify that I am in nowise interested in said case, nor am I concerned in its prosecution; and that said affiant is personally known to me; that he is a credible person and so reputed in the community in which he resides.

Witness my hand and official seal this 3<sup>rd</sup>/4 day of Sept. 1896.

My term expires  
March 1st 1898.

William E. Moor  
Notary Public  
Harris County, Tex

*Affidavit in the Claim  
of Little Maye Huchaby  
for Citizenship in the  
Cherokee Indian Nation*

*Affidavit of  
Edmund Norrell*

*Filed by Applicant  
Little Maye Huchaby*

I, the undersigned, do hereby certify that I am  
a citizen of the Cherokee Nation, and that I  
have known the said Little Maye Huchaby  
for a period of years, and that she is a  
native-born citizen of the Cherokee Nation,  
and that she is entitled to the same rights  
and privileges as a citizen of the Cherokee  
Nation.

Subscribed and sworn to before me on this  
day of August, A.D. 1908, at the Cherokee  
Nation, Indian Territory.  
Notary Public for the Cherokee Nation,  
Indian Territory.



State of Missouri )  
                              ) ss.  
County of Henry    )

Be it remembered that on this *3rd* day of September A.D. 1896.

Personally appeared before me a Notary Public within and for the  
County and State aforesaid, *E*dmund Newell who is a reliable and  
credible citizen of the County of Henry, State of Missouri, after  
being duly sworn according to law, deposeth and says that he is a  
resident of the County of Henry, State of Missouri; that his age is 62  
years; that his occupation that of a carpenter; that his postoffice is  
Brownington, Henry County, Missouri; that he was personally and well  
acquainted with Anna Read who came to this Henry County from Tennessee  
and died here; that he <sup>is</sup> personally and well acquainted with Lillie May  
Huckaby who is a daughter of Cordelia Moore and Grand daughter of  
Amanda Dunning and Great Grand daughter of Anna Read deceased of Tennessee. Affiant makes this his sworn statement from his own personal  
knowledge and acquaintance with the family.

*Witness*  
*J. H. Hiss*  
*Notary*

----- *Edmund Newell* -----

Subscribed and sworn to before me a Notary Public, This *3rd*  
day of September A.D. 1896. by the above-named affiant; and I certify  
that I read said affidavit to said affiant, and acquainted him with its  
contents before he executed the same. I further certify that I am  
in nowise interested in said case, nor am I concerned in its prosecution;  
and that said affiant is personally known to me; that he is a  
credible person and so reputed in the community in which he resides.

Witness my hand and official seal this *3rd* day of Sept. 1896.

*My term expires*  
*March 10th 1896*

*William E. Moore*  
*Notary Public*  
*Henry County Mo*



REGISTRY RECEIPT.			
Post Office at		Deepwater, Mo.	
Registered Letter Parcel	No. 39	Rec'd SEP 5 1896	
of		W.E. Moore	
		Deepwater, Mo.	
addressed to		Hon. S.H. Mayes	
		Tahlequah, Ok.	
		B.M. Rees	
		P.M.	

I, J.C. Rees, do solemnly swear that on the 5<sup>th</sup> day of September, 1896 I saw a package registered at the postoffice at Deepwater, Henry County, Mo., addressed to Hon. S.H. Mayes, Chief Governor or Chief of the Cherokee Nation Tahlequah Ind. Ter., that registry receipt, No. 39/32 received from postmaster, hereto attached, is a receipt for said package, which contained true copies of the application of Lillie May Huckaby and of the affidavits of Edmond Newell and Albert Dunning in support of same.

J.C. Rees

Subscribed and sworn to before me, on this 5<sup>th</sup> day of Sept.

My term expires  
March 1st 1898  
William E. Moore  
Notary Public

No. 1252  
Application of

Willie May Hickaby  
for citizenship in the  
Cherokee Indian Nation

Filed Sept. 7-1896

A. S. McKinnon  
Clerk

Repealed

Filed by application  
Willie May Hickaby

State of Missouri )  
 ) ss.  
County of Henry )

On this 3<sup>rd</sup> day of September A.D. 1896. before me a Notary Public within and for the County and State aforesaid, Personally appeared Lillie May Huckaby aged 23 years, who being duly sworn according to law, makes the following declaration, in order to obtain her rights of citizenship in the Cherokee Indian Nation or Tribe. That she believes herself entitled to this right and benefit as being the Grand daughter of Anna Read, deceased, of Tennessee whose citizenship was fully established for years before her death.

The claimant, Lillie May Huckaby, being the daughter of Cordelia Moore who is a daughter of Anna Read deceased of Tennessee as the evidence herewith submitted will fully show.

She therefore files this her application for citizenship in the Cherokee Indian Nation.

That her postoffice is Deepwater, Henry County, Missouri.

That she is married and has one child.

Robert Terrill  
Jacob Manbeck

Lillie May Huckaby

Also personally appeared Robert Terrill residing at Deepwater, Mo. and Jacob Manbeck residing at Deepwater, Mo. Persons whom I certify to be respectable and entitled to credit, who being duly sworn, say they were present and saw Lillie May Huckaby the claimant with whom they are well acquainted, sign the foregoing ~~MANIFESTATION~~ application for citizenship in the Cherokee Indian Nation.

Robert Terrill  
Jacob Manbeck

Sworn and subscribed to before me this 3<sup>rd</sup> day of Sept. A.D. 1896. I hereby certify that the contents of the foregoing declaration &c. was fully made known to the applicant and witnesses before its execution and I have no interest in said claim.

My term expires  
March 15th 1898

William E. Moore  
Notary Public  
Henry County Mo

✓  
Nation's No. 2438

Commission's No. 20

In re Application of

*Lillie Mary Hookaby*  
*et al*

**Demurrer and Answer.**

FILED SEPT. 8 1896.

A. S. MCKENNON

COM'R



Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabanis, and  
A. B. Montgomery, Commissioners.

In the matter of application of

*William May Huntley*  
*et al*

Nation's No. *2458*

Commission's No. \_\_\_\_\_

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant *is* entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said application, says that

*Anna Huntley* through whom the petitioner claim to derive *her* right to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *Adair, Hutchings & Rauls* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, *22* day of *Sept.* 1896.

*D. J. Ball*

NOTARY PUBLIC.

**End**

821

No. 1248-

Application of  
Noah A. Quinman  
for citizenship in the  
Cherokee Indian Nation

Filed Sept 7-1896

A. S. McKinnon  
Clerk

Accepted

Filed by applicant  
Noah A. Quinman



State of Missouri )  
 ) ss.  
County of Henry )

On this 30<sup>th</sup> day of September A.D. 1896. before me a Notary Public within and for the County and State aforesaid, Personally appeared Noah A. Dunning aged 37 years, who being duly sworn according to law, makes the following declarations, in order to obtain his right of citizenship in the Cherokee Indian Nation or Tribe. That he believes himself entitled to this right and ~~as~~ <sup>being</sup> as being the Grand son of Ann Read deceased of Tennessee whose citizenship was fully established and recognized for years before her death.

The claimant being the son of Amanda Dunning who was the daughter of Anna Read deceased of Tennessee as the evidence herewith submitted will fully show.

He therefore files this his application for citizenship in the Cherokee Indian Nation.

That his postoffice is Brownington, Henry County, Missouri.

That he is married and has *Four minor children*

Jacob Mauback } Noah A. Dunning  
Robert Terrill }

Also personally appeared Jacob Mauback residing at Dupwata, Mo. and Robert Terrill residing at Dupwata, Mo. Persons whom I certify to be respectable and entitled to credit, who being duly sworn, say they were present and saw Noah A. Dunning the claimant with whom they are well acquainted, sign the foregoing application for citizenship in the Cherokee Indian Nation.

} Jacob Mauback  
} Robert Terrill

Sworn and subscribed to before me this 30<sup>th</sup> day of Sept. A.D. 1896. I hereby certify that the contents of the foregoing declaration &c. was fully made known to the applicant and witnesses before its execution and I have no interest in said claim.

*My term expires*  
*March 15th 1898.*

} William E. Moor  
} Notary Public  
Henry County, Mo.

I am very sorry to hear that you are having trouble with your health. I hope you will get better soon. I am thinking about you all the time.

Affidavit to the Claim  
 Noah, A. Cunningham  
 for citizenship in the  
 Cherokee Indian Nation

*Affidavit of  
Edmund Newell*

Filed by applicant  
Wah A. Cunningham

[illegible]

State of Missouri )

) 33.

County of Henry. )

Be it remembered that on this 3<sup>rd</sup> day of September 1896.

Personally appeared before me a Notary Public within and for the County and State aforesaid, Edmond Newell who is a reliable and creditable citizen of the County of Henry, State of Missouri, after being duly sworn according to law, deposeth and says that he is a resident of the County of Henry State of Missouri; that his ~~age~~ age is 62 years; occupation that of a carpenter; that his postoffice is Brownington, Henry County, Missouri; that he was personally and well acquainted with Anna Read <sup>deceased</sup> who came to this Henry County from Tennessee and died here; that he is personally and well acquainted with Noah A. Dunning who is a son of Amanda Dunning <sup>deceased</sup> and Grand son of Anns Read deceased of Tennessee. Affiant makes his his sworn statement from his own personal knowledge and acquaintance with the family

Edmond & Powell

Subscribed and sworn to before me a Notary Public, This 3rd day of September A.D. 1896. by the above-named affiant; and I certify that I read said affidavit to said affiant and acquainted him with its contents before he executed the same. I further certify that I am in nowise interested in said case, nor am I concerned in its prosecution; and that said affiant is personally known to me; that he is a credible person and so reputed in the community in which he resides.

Witness my hand and official seal this 3rd day of Sept. 1896.

My term expires } William E Moon  
March 16th 1891. } Notary Public  
Henry County Mo



*Affidavit in the Claim  
Noah A. Dunning  
for citizenship in the  
Choctaw Indian Nation*

*Affidavit of  
Albert Dunning*

*Filed by Applicant  
Noah A. Dunning*

288 6 of 1880 (1)



State of Missouri )  
 ) ss.  
County of Henry )

Be it remembered that on this 3rd day of September A.D. 1896. Personally appeared before me a Notary Public within and for the County and State aforesaid, Albert Dunning who is a reliable and creditable citizen of Henry County, State of Missouri, after being duly sworn according to law depose and says that he is a resident of the County of Henry, State of Missouri; that his age is 58 years; that his occupation that of a farmer; that his Post-Office is Deepwater, Henry County Missouri; that he was personally and well acquainted with Anna Read <sup>deceased</sup> who came to this Henry County from Tennessee and died here; that he is personally and well acquainted Noah A. Dunning who is a son of <sup>deceased</sup> Amanda Dunning and Grand son of Anna Read <sup>deceased</sup> of Tennessee deceased.

Affiant makes this his sworn statement from his own personal knowledge and acquaintance with the family.

*Witness  
J. H. H. H.  
C. H. H.*

*Albert Dunning*

Subscribed to and sworn before me a Notary Public, This 3rd day of September A.D. 1896. by the above-named affiant; and I certify that I read said affidavit to said affiant, and acquainted him with its contents before he executed the same. I further certify that I am in nowise interested in said case, nor am I concerned in its prosecution; and that said affiant is personally known to me; that he is a credible person and so reputed in the community in which he resides.

Witness my hand and official seal this 3rd day of Sept. 1896.

*My term expires  
1896  
March 15th 1897* } *William E. Moon*  
*Notary Public*  
*Henry County Mo*

# REGISTRY RECEIPT.

Post Office at Deepwater, Mo.  
Registered Letter } No. 31- Rec'd 7/5-, 1896  
Parcel }  
of W.E. Moore  
Deepwater, Mo.  
addressed to Hon. S. H. Mayes  
Talgah 15  
B.M. Beem, P.M.

I, J. H. Hess, do solemnly swear that on the 5<sup>th</sup> day of September, 1896. I saw a package at the postoffice at Deepwater, Henry County, Missouri, addressed to Hon. S. H. Mayes Print & Governor or Chief of the Cherokee Nation, Talgah Ind. Ter., that registry receipt, No 35/32 received from postmaster, hereto attached, is a receipt for said package, which contained true copies of the application of Noah A. Dunning and of the affidavits of Edmond Newell and Alburt Dunning in support of same.

J. H. Hess

Subscribed and sworn to before me, on this 5<sup>th</sup> day of Sept. 1896.

My term expires  
March 15th 1897

William E. Moore  
Notary Public

Nation's No. *488*

Commission's No

In re Application of

*Noah A. Dunning*

**Demurrer and Answer.**

**FILED SEPT. 7 1896. ☆**

**→ A. S. McKENNON ←**

**→ COM 'R' ←**

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of.....

*Wash. A. Dunning*

Nation's No. *484*

Commission's No. ....

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant *is* entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said application, says that *Anna Read*

..... through whom the petitioner..... claims to derive *his*..... right to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *Hutchings, Hastings + Boudinot* Attorneys

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, *John L. Adair* day of *Sept* 1896.

*D. J. Hall*  
NOTARY PUBLIC.



Nation's No. 2462

Commission's No. 821

In re Application of

*Rock A. Demming*  
*et al*

**Demurrer and Answer.**

FILED SEPT. 28 1892

A. S. MCKENNON

— R —

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabanis, and  
A. B. Montgomery, Commissioners.

In the matter of application of.....  
*Noah A. Demming*  
*et al*

Nation's No. *2462*  
Commission's No. ....

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the  
said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy,  
and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant *is*  
entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said appli-  
cation, says that.....

..... through whom the petitioner claim to derive *his* right  
to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since  
the removal of said Nation, west to the Indian Territory as at present located and defined; that his name  
does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now  
reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *Hastings, Hutchings & Baudinet* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the  
matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, *22* day of *Sept*, 1896.

*D. J. Ball*

NOTARY PUBLIC.

**End**

822



Nation's No. 482

Commission's No. ....

In re Application of

Edmund Marko

**Demurrer and Answer.**

FILED SEPT. 9 1938

A. S. MCKENNON

COM 'R'

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabanis, and  
A. B. Montgomery, Commissioners.

In the matter of application of.....

*Elmer Perkins*

Nation's No. *487*

Commission's No. ....

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant.....*L. d*..... entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said application, says that.....*Anna Reed*.....

.....through whom the petitioner.....claim to derive.....*his*.....right to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory.

Having fully answered, your respondent asks to be hence dismissed.

*S. H. Mayes, Prin Chief of N.*  
*John L. Adams Ex. Sec. By Hutchings, Hastings & Baudin*  
*S. H. Mayes*, having been first duly sworn, states that the matters contained in the foregoing answer, are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the *3* day of *Sept* 1896.

*S. J. Ball*

NOTARY PUBLIC.

the country people in the streets. I walked carefully

[illegible]

Affiliated in the Clan  
Elmore Parks  
 for citizenship in the  
 Cherokee Indian Nation

*Efficiency*

*Albert Downing*

*Filled by Applicant*

*Chas. Parker*

*Efficiency of*  
*Albert Downing*

*Wm Lloyd Garrison*

The first of these is the "Albany" which was a religious and educational journal. It was published by the Albany Association of the Friends of the Negro, and was one of the most important organs of the movement in the North. It was published from 1831 to 1838, and was one of the most influential organs of the movement in the North. It was published from 1831 to 1838, and was one of the most influential organs of the movement in the North.

COAST OF JERUSALEM )  
( ) 22.  
"FISHES OF JERUSALEM" )

State of Missouri )  
 ) ss.  
County of Henry )

Be it remembered that on this 3<sup>rd</sup> day of September 1896.

Personally appeared before me a Notary Public within and for the Count  
and State aforesaid, Albert Dunning who is a reliable and creditable  
citizen of the County of Henry, State of Missouri, after being duly  
sworn according to law, deposeth and says that he is a resident of the  
County of Henry, State of Missouri; that his age is 58 years; that his  
occupation is that of a farmer; that his postoffice is Deepwater, Henry  
County, Missouri; that he was personally and well acquainted with Anna  
Read who came to this Henry County from Tennessee and died here; that  
he is personally and well acquainted with Elmer Parks who is a son of  
Cordelia Moore and Grand son of Amanda Dunning, <sup>deceased</sup> and Great Grand Son of  
Anna Read deceased of Tennessee. Affiant makes this his sworn state-  
ment from his own personal knowledge and acquaintance with the family.

*Witness*  
*J. H. H. 2*  
*W. H. H. 2*

*Albert Dunning*

Subscribed and sworn to before me a Notary Public, This 3<sup>rd</sup>  
day of September A.D. 1896. by the above-named affiant; and I  
certify that I read said affidavit to said affiant, and acquainted  
him with its content before he executed the same. I further certify  
that I am in nowise interested in said case, nor am I concerned in its  
prosecution; and that said affiant is personally known to me that he  
is a credible person and so reputed in the community in which he  
resides

Witness my hand and official seal this 3<sup>rd</sup> day of Sept. 1896.

*My term expires*  
*March 15th 1898*

*William E. Moon*  
*Notary Public*  
*Henry County Mo*



*Affidavit in the claim  
Elmer Parks  
for citizenship in the  
Cherokee Indian Nation.*

County of \_\_\_\_\_  
State of Missouri ) ss.  
I, \_\_\_\_\_  
Judge of said County, do hereby certify that the foregoing is a true and correct copy of the original as the same appears in my records.

*Affidavit of  
Edmond Newell*

*Filed by Applicant  
Elmer Parks*

State of Missouri )  
County of Henry ) ss.

Be it remembered that on this 3<sup>rd</sup> day of September A.D. 1896  
Personally appeared before me a Notary Public within and for the County  
and State aforesaid, Edmond Newell who is a reliable and creditable  
citizen of the County of Henry, State of Missouri, after being <sup>duly</sup> sworn  
according to law, deposeth and says that he is a resident of the  
County of Henry, State of Missouri; that his age is 62 years; occupat-  
ion that on a carpenter; that his Post-Office is Brownington, Henry  
County, Missouri; that he was personally and well acquainted with Anna  
Read <sup>deceased</sup> who came to this Henry County, from Tennessee and died here; that  
he is personally and well acquainted with Elmer Parks who is a son of  
Cordelia Moore and Grand son of Amanda Dunning <sup>deceased</sup> and Great Grand son of  
Anna Read <sup>deceased</sup> of Tennessee. Affiant makes this his sworn statement from  
his own personal knowledge and acquaintance with the family.

*Edmond Newell*  
Witness  
O. C. Hess

----- *Edmond Newell* -----

Subscribed to and sworn before me a Notary Public, This 3<sup>rd</sup>  
day of September A.D. 1896. by the above-named affiant; and I certify  
that I read said affidavit to said affiant, and acquainted him with its  
contents before he executed the same. I further certify that I am in  
nowise interested in said case, nor am I concerned in its prosecution;  
and said affiant is personally known to me; that he is a credible  
person and so reputed in the community in which he resides.

Witness my hand and official seal this 3<sup>rd</sup> day of Sept. 1896.

*My term expires*  
*March 15th 1898.*

*William E. Moon*  
Notary Public  
Henry County Mo

81

**REGISTRY RECEIPT.**

Post Office at Deepwater, Mo.

Registered Letter } No. 38 . Rec'd SEP 5 1896 , 189

Parcel }

of W.E. Moore

Deepwater, Mo.

addressed to Hon. S.N. Mayes

Tahlequah, I.T.

C.M. Beers , P.M.

I, J. H. Hess, do solemnly swear that on the 5<sup>th</sup> day of September, 1896. I saw a package registered at the postoffice at Deepwater, Henry County, Missouri, addressed to Hon. S. N. Mayes Joint Governor or Chief of the Cherokee Nation, Tahlequah Ind. Ter., that registry receipt, No 38/32 received from postmaster, hereto attached, is a receipt for said package, which contained true copies of the application of Elmer Parks and of the affidavits of Edmond Newell and Albert Dunning in support of same.

J. H. Hess

Subscribed and sworn to before me, on this 5<sup>th</sup> day of Sept 1896.

My term expires

Nov 1898

3

William E. Moore  
Notary Public

No. 1248

Application of  
Elmer Parks

for citizenship in the  
Cherokee Indian Nation

Filed Sept 7-1896

A. S. McKeen

Comm

Repeted

Filed by Applicant  
Elmer Parks



State of Missouri )  
 ) ss.  
County of Henry )

On this *3<sup>rd</sup>* day of September A.D. 1896. before me a Notary Public within and for the County and State aforesaid, Personally appeared Elmer Parks aged 21 years who being duly sworn according to law, makes the following declaration, in order to obtain his rights of citizenship in the Cherokee Indian Nation or Tribe. That he believes himself entitled to this right and benefit as the Great Grand son by blood descent of Anna Read <sup>deceased</sup> of Tennessee whose citizenship was fully established and recognized for years before her death.

The claimant being the son of Cordelia Moore who was the daughter of Amanda Dunning who was the daughter of Anna Read deceased of Tenn. as the evidence herewith submitted will fully show.

He therefore files this his application for citizenship in the Cherokee Indian Nation.

That his postoffice is Brownington, Henry County, Missouri.

That he is single and unmarried.

*Robert Terrill*

*Elmer Parks*

*Jacob Manbeck*

Also personally appeared *Robert Terrill* residing at *Quincy, Mo.* and *Jacob Manbeck* residing at *Quincy, Mo.* Persons whom I certify to be respectable and entitled to credit, who being duly sworn, say they were present and saw Elmer Parks the claimant with whom they are well acquainted and whom they fully identify as being the person represented, sign the foregoing ~~XXXXXXXXXX~~ application for citizenship in the Cherokee Indian Nation.

*Robert Terrill*

*Jacob Manbeck*

Sworn and subscribed to before me this *3<sup>rd</sup>* day of Sept. A.D. 1896 I hereby certify that the contents of the foregoing declaration &c. was fully ~~XXXXXX~~ made known to the applicant and witnesses before its execution and I have no interest in said claim.

My term expires  
March 15<sup>th</sup> 1898

*William E. Marshall*

*Notary Public*

*Henry County, Mo.*

0  
139

822

Nation's No.

2439

Commission's No

In re Application of

Edmund Parks  
et al

**Demurrer and Answer.**

FILED SEP 28 1930

A. S. LICKENON

COR 8-1-30

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of  
*Elmer Parks*  
*et al*  
for citizenship in the Cherokee Nation.

Nation's No. *2459*  
Commission's No. \_\_\_\_\_

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant *is* entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said application, says that *Anna Best* through whom the petitioner *claim* to derive *his* right to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.  
By *Adair, Hutchings & Baudin* Attorneys.  
John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true to the best of his knowledge and belief.

Subscribed and sworn to before me this, the *22* day of *Sept*, 1896.  
*D. B. Ball*  
NOTARY PUBLIC.

**End**



823

Georgia  
Palk County

I Personley came Mahaley West who after  
being duly sworn says that she that she herewith  
makes application for Citizenship in the Cherokee  
Nation Indian Territory as the head of a family and  
Cherokee Indian by blood in accordance with all the  
Treaties the Constitution and laws of the Government  
and of the Cherokee Nation and of the precedents  
established and of Record and Respectfully submits  
the following statement of facts for the grounds of her  
claim to wit. That her mother was Rhoda Heard  
who was a slave and daughter of John Heard who  
is reputed to be a full blood Cherokee Indian  
That her mothers name was Mary Stothers and  
that her said mother was three quarter Indian  
and one quarter Negro. Both of whom your  
Petitioner firmly believes to be of Cherokee  
Indian blood as above stated. and from whom  
your Petitioner derived her relation to the Cherokee  
tribe of Indians. that her said fore parents lived  
and died in Morgan County Georgia that her said  
Ancestors names should be found on the Census  
Rolls taken & made of Cherokees east of the Mississippi  
River 1835 or 1848 1857 or 1852. And your Petitioner  
Respectfully awaits the time for this her application  
for admission with the proof in support thereof  
shall be truly heard and passed upon that the  
age of your Petitioner is about twenty eight years  
that her Post office is Cedarstown Georgia

(for word)

In witness whereof I the said Mahaly must  
have herunto set my hand at Seddortown Ga  
this the 5th day of September 1896  
Mahaly <sup>her</sup> must  
mark

attest O. C. Bremer }  
" L. W. Echols. }

Sworn to & subscribed before me this the  
5th day of September 1896  
Jail Brewer Ordinary



Georgia Polk County.

Personally comes before me E. W. Clement to me personally known to be a man of character and worthy of credit, and who resides in Cedartown Ga., and on oath says that he has known Mahala West and Net West who make application for admission to citizenship in the cherokee nation <sup>for 59 years and 33 years</sup> as cherokee indians. Affiant knows that they have always been reputed to be of indian descent. They carry a marked and striking resemblance to the indian race. Nearly all the family of Net West as set out in her petition who are all known to me although they are mixed with negro have long coarse black hair red complexion, and high cheek bones and deponent firmly believes from their general appearance they are largely mixed with indian, blood. Affiant has no interest whatever in their claim to citizenship nor in any recovery they may obtain.

Sworn to and subscribed before me this Sept. 8th 1896.

Joel Brewer Notary

E. W. Clements Sheriff



Good character and worthy of credit.

Given in a very hurried and short manner, that she is a woman of family, carry a very striking resemblance to the Indian race, some of her representatives to be in her possession. That she and all the members of her family that befitment is known to be the identical person she is again to and unscripted before me this 28th Oct 1890, and hereby certify help you God.

There being no objection are true to the best of your knowledge and belief that her name was to swear that the facts stated in your above and Georgia Folk County.

Mahala + et al  
Cedartown Ga

Witness of her said estate.

of the Cherokee East of the Asasasabbi river, and she waits the defer-

of the Cherokee East of the Asasasabbi river, and she waits the defer-

of the Cherokee East of the Asasasabbi river, and she waits the defer-

of the Cherokee East of the Asasasabbi river, and she waits the defer-

of the Cherokee East of the Asasasabbi river, and she waits the defer-

of the Cherokee East of the Asasasabbi river, and she waits the defer-

of the Cherokee East of the Asasasabbi river, and she waits the defer-

of the Cherokee East of the Asasasabbi river, and she waits the defer-

of the Cherokee East of the Asasasabbi river, and she waits the defer-

of the Cherokee East of the Asasasabbi river, and she waits the defer-

of the Cherokee East of the Asasasabbi river, and she waits the defer-

of the Cherokee East of the Asasasabbi river, and she waits the defer-

of the Cherokee East of the Asasasabbi river, and she waits the defer-

of the Cherokee East of the Asasasabbi river, and she waits the defer-

2975  
Jesse R. R.

FILED SEPT. 8. 1890  
A. S. KENNEDY  
Respectfully

W. R. F. Fidler  
Cedartown, Ga.

POOR ORIGINAL -  
BEST AVAILABLE COPY

A

Application for Citizenship.

To the Honorable the Dawes Commission authorized and empowered by act of Congress of June 4th 1906. to hear and determine claims for citizenship in the Cherokee nation.

Your petitioner Net West shows that she is a daughter of Mahala West whose application for citizenship in the Cherokee nation is hereto attached, and Petitioner refers to said application of her said mother and ~~as~~ adopts the same as to the line of ancestors, from whom she derived the Indian blood entitling her to citizenship in the Cherokee nation. Petitioners age is 53 years and her post office address is Cedartown Ga. Petitioner was born a slave, and never knew any of her ancestors except her mother and one of her aunts, who is now dead.

Petitioner knows that her family has always been reputed to be mixed with Indian. Petitioners mother is now living in Cedartown and very old, and petitioner has always understood from her and her dead aunt above referred to that some of her ancestors were full blood Cherokee Indian. Affiants mother and aunt have all the racial features of the Indian. Their skin red, their cheek bones high, and their hair very long and straight although they are mixed with Indian and negro.

Affiant has nine living children, all living in and near Cedartown Ga. except one Mattie Means a daughter 36 yrs of age living in Oxford Ala. Those in Cedartown are as follows, Jack, 34, a son Arrie a daughter married to Mark Wright and has 4 minor children. Viola Powell a daughter age 27 and has 3 minor children. Willie a son who has three minor children, Maggie West age 20 years. Girtie West age 18 years old. Linton West age 12 years. Porter West age 7 years. My husbands name is Lewis West age 60 years. Petitioner has always been told that she resembled the Indian, and has always been called an Indian from her great resemblance to the Indian race. Her hair is very long ~~stax~~ straight and black and coarse, her cheek bones are very high and her skin red. All of petitioners children have the racial features of the Indian. She has two daughters to wit Arrie and Viola who are universally taken and judged to be Indians, the characteristic racial features of said two daughters to the Indian is apparent to the most casual observer. From their appearance and striking Indian features they look to

be almost if not quite full blood indian. Affiant is satisfied if they could be exhibited to the Court their appearance would entitle them to citizenship as indians. Wherefore petitioner submits this her application for citizenship as a cherokee indian, and desires to obtain all the benefits of said Act. conferred on cherokee indians, and she firmly believes the names of her said ancestors should be found to appear on the census rolls of the cherokee East of the Mississippi river, and she waits the determination of her said claim.

*Net West*  
mark

Georgia Polk County.

You ~~Net~~ Net West do swear that the facts stated in your above and foregoing petition are true to the best of your knowledge and belief so help you God.

*Net West*  
mark

Sworn to and subscribed before me this Sept 5th 1896, and hereby certify that petitioner is known to me to be the identical person she is represented to be in her petition. That she and all the members of her family carry a very striking resemblance to the indian race, some of them in a very marked and striking degree. that she is a woman of good character and worthy of credit.

*Jail Brewer*  
Ordinary  
Polk County Ga



Jasper R. Robinson  
Stilesboro.  
Barlow County  
Ga



Application for Citizenship.

To the Honorable Henry L. Davis, Frank C. Armstrong, S. Mc. Mc. Kennon, Thomas R. Cabiness and Alexander R. Armstrong, United States Commissioners, authorized by an Act. of Congress of June 4th. 1896 to hear and determine claims for citizenship in the Cherokee Nation.

Your petitioner, Jasper R. Robinson, makes this application for admission to citizenship in the Cherokee Nation in the Indian Territory as a Cherokee Indian by blood in accordance with the Acts. of Congress and the laws of the Cherokee Nation and respectfully submits the following facts as the grounds of this claim to-wit:-

Your Petitioner is the son of one James Robinson and the grand son of one Linda English and the great grand son of one Bettie Pegamore, who was a full blooded Cherokee Indian woman, as your petitioner firmly believes. That said Bettie Pegamore was a fully acknowledged member of the Cherokee Tribe of Indians and from whom petitioner derived his Indian blood through the Ancestors above named, entitling him to citizenship in the Cherokee Nation. That said Bettie Pegamore, Petitioner's ancestor above named resided in Habersham and Franklin Counties in the State of Ga., that she went with the Cherokee Tribes of Indians when they were removed or carried away from the State of Ga. That the names of his said ancestors should be found to appear on the Census roll of the Cherokees East of the Mississippi River.

Your Petitioner is 56 years of age, his P.O. Address is Stilesboro, Bartow County, Ga., where he has resided all his life and his family by virtue of Cherokee Indian blood is as follows:- Lila Robinson age 41 years, wife of Petitioner, Matthew Robinson age 27 years, son; Jack Monroe Robinson 25 years, son; Will Robinson age 22 years son; James Robinson age 21 years son; Joe Robinson age 10 years son; Moses Robinson age 6 years son; Robert Robinson age 5 years son; Emma Robinson age 16 years, daughter.

Your petitioner herewith submits the proof of his application and respectfully awaits its termination.

STATE OF GEORGIA, POLK COUNTY.

You, Jasper R. Robinson, do swear that the facts set forth in the above petition are true to the best of your knowledge and belief, so help you God.

Sworn to and subscribed before me, Sept. 2, 1896, and I hereby certify

that Petitioner is known to me as the identical person represented in  
his petition and is a person of good character and worthy of credit.

Just Brent A. Ordway -----

Can furnish proof conclusion connecting applicant  
with the Pegamore, if not too late to be heard

W. H. Fielder  
Atty Cedartown Ga

received 11/15/1910  
11/15/1910  
11/15/1910  
11/15/1910

**End**

824



AFFIDAVIT OF WITNESS.

IN THE MATTER OF PETITION AND MEMORIAL OF *Nancy A. Broyles*  
FOR ADMISSION TO CITIZENSHIP IN THE *Cherokee* NATION.  
STATE OF *Arkansas*  
COUNTY OF *Delaware* SS.

Before me, the undersigned, a Notary Public in and for the County and State aforesaid Personally appeared *J. J. Lewis* *Judge of the Peace* who, being by me duly sworn states:  
That *he* is *50* years of age, a resident of the State of *Arkansas* and County of *Delaware*, and that *he* is personally acquainted with *Nancy A. Broyles* who is an applicant for citizenship in the *Cherokee* Nation. Affiant further states  
(Here set out all that witness knows about claimant's family and ancestors of Indian blood.)

*That he was acquainted with Jane young and knows her to be of Cherokee descent. And knows that Nancy A Broyles is a sister to Major A. Loggins & Delita Burs mother, who is also of Cherokee blood.*

Affiant further states: That *he* has known the said *Nancy A. Broyles* for the past *50* years, and knows that *she* has been and is recognized by *her* neighbors, acquaintances and the public generally as having *Cherokee* Indian blood and that the complexion and physical appearance of the said *Nancy A. Broyles* indicate that *she* is of *Cherokee* Indian blood and descent. Affiant further says, that from the above facts and circumstances, and from what he has heard and knows of the family of the said *Nancy A. Broyles* he believes the said *Nancy A. Broyles* to be a descendant by blood of the *Cherokee* Indian tribe.

Subscribed and sworn to before me this *21<sup>st</sup>* day of *Aug.* 189*6*.

*J. J. Lewis*  
*J. D. Spadling*  
NOTARY PUBLIC.

My commission expires .....

# AFFIDAVIT OF WITNESS.

IN THE MATTER OF PETITION AND MEMORIAL OF *Nancy A Broyles*  
 FOR ADMISSION TO CITIZENSHIP IN THE *Cherokee* NATION.  
 STATE OF *Arkansas*  
 COUNTY OF *Sebastian*

Before me, the undersigned, a Notary Public in and for the County and State aforesaid Personally appeared *M. E. Louis* who, being by me duly sworn states:  
 That *she* is *48* years of age, a resident of the State of *Ark* and County of *Sebastian* and that *she* is personally acquainted with *Nancy A. Broyles* who is an applicant for citizenship in the *Cherokee* Nation. Affiant further states

(Here set out all that witness knows about claimant's family and ancestors of Indian blood.)

*That she was acquainted with Jane young. And knows her to be of Cherokee decent. And knows that Nancy A Broyles is her Daughter And knows that Nancy A. Broyles is a sister to Major W. Loggins & Delila Burr mother who is also of Cherokee blood*

Affiant further states: That *she* has known the said *Nancy A. Broyles* for the past *48* years, and knows that *she* has been and is recognized by *her* neighbors, acquaintances and the public generally as having *Cherokee* Indian blood and that the complexion and physical appearance of the said *Nancy A. Broyles* indicate that *she* is of *Cherokee* Indian blood and descent. Affiant further says, that from the above facts and circumstances, and from what *he* has heard and knows of the family of the said *Nancy A. Broyles* *he* believes the said *Nancy A. Broyles* to be a descendant by blood of the *Cherokee* Indian tribe.

Subscribed and sworn to before me this *31<sup>st</sup>* day of *August*, 189*6*.

*M. E. Louis*  
*J. D. Spradling* *(JP)*

NOTARY PUBLIC.

My commission expires.....

Hartford Ark Aug 26th 1896

To Honorable Henry I Daws & commission  
Gentleman. As I am not able to employ  
a lawyer to make out my application  
too present too now. I am doing it myself  
the best way I know how and I hope you  
will examine my case. That is all the  
evidence in Major C Loggins & Delila Puro  
case. I am the same family and as they  
have gotten all the evidence necessary  
I will only send you evidence that  
I am a sister to their Mother and  
ask you to take their evidence in my  
case. I am going to leave my case in  
your hands and hope you will place my  
name on the rolls and give me  
justice in my case my address is  
Hartford Ark.

yours respectfully  
Nancy A. Broyles

Names of grand children to date		age
Lillie B Franklin		10
Minnie M Franklin		8
James T Franklin		6
Bertie M Franklin		7 mo
Clara L Barclay		1 yr
James W Watson		6 yr
Emily B Watson		1 yr
James B Hamlin		8 yr
Core Hamlin		7 yr
Sam Hamlin		5 yr
Elton Hamlin		1 yr
J. W. Rogers		11 yr
J. E. Rogers		6 mo



for information on  
house in Mansfield  
wrought to  
death Barber  
Regan co etc

No.

~~1455~~ 824

Application of

James A. Bingles  
Indessee of claim

For Enrollment as a Cherokee  
Citizen.

To the Honorable Dawes  
Commission.

Filed by

Filed 9/2/06

H. W. Jamney  
Sear

Rejected

Shelford, Ark

APPLICATION FOR ENROLLMENT.

TO HON. HENRY L. DAWES, FRANK C. ARMSTRONG, ARCHIBALD S. MCKENNON, THOS. B. CARANISS and ALEXANDER B. MONTGOMERY, United States Commissioners authorized by act of Congress of June 10th, 1896, to hear and determine claims for citizenship in the Cherokee Nation.

Gentlemen:-

The undersigned, your petitioner, for and in behalf of *Nancy A. Broyles* and *her* children, this day makes application to you for the purpose of being placed on the revised rolls of the Cherokee Indians, and of those allowed to share in the distribution of funds and allotments of lands in the Cherokee Nation, by virtue of their Cherokee blood. And grounds upon which *my* claim is based are as follows, to-wit:

*That i am a part cherokee by blood, as has been proven by Major. R. Loggins & Belita Pius witnesses which numbers a bout 14 persons or more. Which you will find with their application for citizenship. And i ask you to take the evidence that they produce in my case. As i am a full sister too their mother. And they are my Nephew & my Neece. I claim my indian blood from Jane Young. i enclose evidence with my application showing you that i am a sister too their mother, and ask the evidence that they produce in my case. Also in the case of my children & grand children. which i give below*

And in support of said claim, your petitioner herewith submits the affidavits, depositions and record evidence, namely:

and respectfully awaits the time and place when my application shall be heard and tried.

Respectfully submitted,

*Nancy A. Broyles* Applicant.

NAMES.	AGES.	RELATIONSHIP.
<i>Nancy A. Broyles</i>	<i>50</i>	<i>mother</i>
<i>Harris R. Franklin</i>	<i>30</i>	<i>Daughter</i>
<i>Fishelet J. Hamlin</i>	<i>28</i>	<i>Daughter</i>
<i>George J. Bayless</i>	<i>26</i>	<i>son</i>
<i>Emily S. Watson</i>	<i>24</i>	<i>Daughter</i>
<i>James H. Bayless</i>	<i>21</i>	<i>son</i>
<i>Lelia A. Blaisfield</i>	<i>19</i>	<i>Daughter</i>
<i>Martha O. Bayless</i>	<i>17</i>	<i>Daughter</i>
<i>Sarah A. Bayless</i>	<i>13</i>	<i>Daughter</i>
<i>including 13 grand children</i>		

Indian Territory.

*Notary Public* District.

Personally appeared before me, the undersigned, a Notary Public within and for the *County of Sebastian* and aforesaid *Nancy A. Broyles*, who after being duly sworn, states that the matters and things set forth in the foregoing petition are true as she verily believes.

Subscribed and sworn to before me this the *31<sup>st</sup>* day of *Aug* 1896.

My commission expires on the *12* day of *Aug* 1896.

CHALLENGE OVER PRIZE.

139-824

Nation's No. 621  
Commission's No .....  
In re Application of

*Kenny A. Boyles*

**Demurrer and Answer.**

FILED SEPT 9 1939  
A. S. LICKENON  
COM'R



Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of

*Nancy A. Bradley*

Nation's No. *621*

Commission's No. ....

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the  
said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy,  
and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant .....  
entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said appli-  
cation, says that .....

..... *Jane Gentry* ..... through whom the petitioner ..... claims to derive ..... right  
to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation since  
the removal of said Nation, west to the Indian Territory as at present located and defined; that ~~his~~ *her* name  
does not appear on any of the authenticated rolls of said Nation; that neither ~~he~~ *she* nor any of ~~his~~ *her* ancestors now  
reside, or ever have resided in the Cherokee Nation and Indian Territory *as citizens thereof*.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *Hutchings, Hastings & Boudreau* ..... Attorneys

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the  
matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the

*John L. Adair*  
day of *Sept.* 1896.

*D. J. Ball*

NOTARY PUBLIC.

**End**

825

GENERAL AFFIDAVIT.

IN THE MATTER OF CLAIM

Of Mrs. M. W. James To Cherokee Indian Citizenship.

AFFIDAVIT OF

Malissa Thomas

STATE OF Texas

COUNTY OF Bell

ss.

On this, the 6<sup>th</sup> day of August, A. D. 1896, personally before me, W. M. Updegraff, County Clerk, ~~a Notary Public~~ in and for the county aforesaid, duly authorized to administer oaths, appeared Malissa Thomas aged 76 years, a resident of Bell County, and State of Texas, whose postoffice is Bellton, who after being duly sworn according to Law, says that she is well acquainted with one Mrs. M. W. James the claimant named in the above entitled claim to Cherokee Indian citizenship and have known the said claimant for 36 years.

Affiant further says that the said Mrs. M. W. James is the wife of J. W. James whose home is in Oklahoma, T. and is a direct lineal descendant of the William T. Jassey Family, whose name she believes, appears upon the Census rolls, that were taken by the United States government by blood, of the Cherokee Tribe of Indians in the year, 1835.

Affiant further says that she believes the said Mrs. M. W. James to be of Cherokee Indian blood, and rightfully belongs to the Cherokee Tribe of Indians.

Affiant further says the above statements are true to the best of <sup>her</sup> knowledge and belief.

Malissa Thomas

Subscribed and sworn to before me this 6<sup>th</sup>

day of August, A. D. 1896

W. M. Updegraff  
County Clerk Bell Co Texas  
~~Notary Public~~

My commission expires Nov. 20, 1896



Original

# PETITION

TO THE HONORABLE, THE NATIONAL COUNCIL:

We, the undersigned petitioners would most respectfully represent that they are Cherokees by blood, being direct lineal descendants from the William Cherry family, who were Cherokee Indians, and whose name appears upon the Government Indian Census of 1835. We would most respectfully ask your Honorable Body for readmission to all the rights of Citizenship as provided by Sec. 2, Art. 1, of the Constitution of the Cherokee Nation. per Mark

Witnesses  
W. Warwick  
J. W. Hobbs  
Your petitioners will ever pray. Mrs M. W. James

NAMES	AGES	NAMES	AGES
Mrs Mary W. James	36		
Edward E. James	16		
Francis Linella James	14		
Millie Weldon James	9		
Jessie Abnerland James	7		
Ida Ardealea James	4 yrs		
Effe Lauer James	2 yrs		
Subscribed and sworn to before me this 3rd day of September A.D. 1886 W. Warwick Notary Public My Commission Expires June 20th 1898			

# CLAIMANT'S AFFIDAVIT.

IN THE MATTER OF CLAIM

Of M. W. James to Cherokee Indian Citizenship.  
AFFIDAVIT OF

M. W. James  
Territory of Oklahoma  
COUNTY OF Pottawatomie } ss.

On this, the 3rd day of September A. D., 1896 personally before me  
W. Warwick a Notary Public, in and for the county aforesaid,  
duly authorized to administer oaths, appeared M. W. James  
aged 36 years, a resident of Pottawatomie  
Territory of Oklahoma County, and State of Oklahoma whose postoffice is Sinden  
who, after being duly sworn, says he is a direct lineal descendent of the Gillian  
family, whose name, he believes, appears upon the census rolls that were taken by the United States Government  
by blood, of the Cherokee Tribe of Indians, in the year 1896

Affiant further says that he believes herself  
to be of Cherokee Indian blood, and rightfully belongs to the Cherokee Tribe of Indians.

Affiant further says the above statements are true to the best of his knowledge and belief.

Witnesses -  
W. Warwick  
J. C. Roberts

M. W. James

Subscribed and sworn to before me this 3rd  
day of September A. D., 1896  
W. Warwick Notary Public.  
My commission expires June 20th 1898

REGISTRY RECEIPT.

Post Office at

Registered Letter

No

108

Rec'd

Sept 7th 1896

of

J. C. Roberts

addressed

To the Hon. Chief Cherokee Nation

Special

Tallegood St.

Del

Harry Pitts acting P. M.

2966 825-  
W. James  
v.  
Shirley Watson

FILED SEPT. 8. 1896. ☆  
A. S. McKENNON  
COM 'R'

Respect

J. L. Roberts,  
Waynes, D. C.



Mrs. W. W. James Linden  
C. Fla

to the Hon James Commission  
in support & for your consideration  
of my claim to citizenship I submit  
the following my mother is Francis  
& Hale who was the daughter of  
Malisa Thomas who was the  
Daught of Francis Gilliam  
Respectfully

yours

Mrs W. W. James

**End**



Original

State of Arkansas  
County of Washington

John A. Wolf, being duly sworn says on oath that Rebecca Wilson, wife, is an applicant for enrollment as a member of the Cherokee Tribe of Indians in accordance with an Act of Congress approved June 10<sup>th</sup> 1896 is affiant's daughter and a grand child of affiant's father, William Wolf, who was a Cherokee Indian by blood and belonged to the Cherokee Tribe of Indians.

John A. Wolf

Subscribed and sworn to before me this 29<sup>th</sup> day of August A.D. 1896.

Walter Berry,  
Notary Public.

My Commission Expires Dec. 28<sup>th</sup> 1896.



Application for Citizenship  
(Original)

The Honorable David Commission  
Tahlequah Indian Territory

The undersigned Rebecca Wolf in your  
petitioner makes her application for admis-  
sion to citizenship in the Cherokee Nation Indian  
Territory as a Cherokee Indian by blood in  
accordance with all the Treaties the Con-  
stitution & laws of the Cherokee Nation  
the precedent established & of record & re-  
spectfully submits the following state-  
ments of facts for the grounds of her  
claims

That she is a daughter of one  
John Wolf & the Grand daughter of one  
William Wolf sr

Who your petitioner firmly believes  
was Cherokee Indian by blood &  
fully acknowledged member of the Cherokee  
Indian Tribe & from whom she  
derived her Cherokee Indian blood  
entitling her to citizenship in the  
Cherokee Nation Indian Territory

That the names of said ancestors  
should be found to appear on the  
Census roll taken & made of  
Cherokees East of the Mississippi  
River in the years 1817. 1835-1848

and your petitioner respectfully  
 pray that the time for the app-  
 lication for admission together with  
 the proof in support thereof shall  
 be duly heard & passed <sup>upon</sup> that the  
 age of your petitioner is 41 years  
 that her post office address is  
 Hudson, Wisconsin & that her family  
 lay within of the late Indian blood  
 disease of the following named  
 Court

No	Name	Sex	Age	Relationship
1	John Wilson	male	15	son
2	Mary Wilson	female	14	son
3	John Wilson	male	8	son
4	Joseph Wilson	male	6	son
5	Lisa Wilson	girl	5	daughter
6	William Wilson	girl	4	daughter

witnesses whereof I have hereto  
 set my hand at Hudson, Wisconsin  
 Co. Wisconsin this the 29 day of Aug  
 1876 Rebecca <sup>W.</sup> Wilson

Attest Subscribed & sworn to  
 before me this 5 day of Sept.  
 1876 J. B. C.

My Commission Expires  
 Dec 1, 1876

Original  
A petition for Cherokee Citizenship

To the Honorable, the Dawes Commissioners  
Said Indian Territory:

The undersigned Susan Henderson <sup>your</sup> petitioner makes this her application for admission to citizenship in the Cherokee Nation Indian Territory as a Cherokee Indian by blood in accordance with all the Treaties, the Constitution & Laws of the Cherokee Nation the precedents established by record & respectfully submits the following statement of facts for its grounds & her claim

That she is the daughter of one William Wolf. and the Grand daughter of one William Wolf as ~~and the~~ ~~of one~~

Who your petitioner firmly believes was Cherokee Indian by blood & duly acknowledged member of the Cherokee tribe of Indians & from whom she derived her Cherokee Indian Blood entitling her to citizenship in the Cherokee Nation Indian Territory

That the name of said ancestor should be found to appear on the Census Rolls taken & made of Cherokees East of the Mississippi River in the years 1817-1836-1848-1861 & 1862

& your petitioner ~~and~~ respectfully awaits the time this ~~her~~ application

No	Name	Sex	Age	Remarks
1				

Seal } sworn Kendrick  
subscribed & sworn

E. B. Cummings  
 Notary Public

My Commission  
Expires June 1 - 1898



Original

**AFFIDAVIT.**

STATE OF ARKANSAS,

COUNTY OF Benton } ss

In the case of Susan Kendrick, claimant for citizenship in the Cherokee Nation, Indian Territory, as a Cherokee Indian by blood, before the Honorable Dawes Commission, authorized under an act of Congress of the United States of America, personally appeared this day before me

A. B. Cummings

A Notary Public

\_\_\_\_\_, within and for the County of Benton, State

of Arkansas, aforementioned, duly authorized to administer oaths John A. Wolf to me

personally well-known to be a reputable citizen and entitled to credit, and who being by me duly sworn according to the law, deposes and says: That; my name is John A. Wolf,

my age is 73, my Post office address is Shreveport Ark

I am a Farmer by occupation; I am a citizen of Ark Madison Co

and the affiant declares in relation to the abovesaid case as follows, to wit: I am personally and well acquainted

with Susan Kendrick

who is a daughter of William Wolf Jr

who is a son of William Wolf Sr

who was a Cherokee Indian by blood

who was a \_\_\_\_\_ of \_\_\_\_\_

Subscribed and sworn to before me this 5 day of Sept, A. D., 1898.

John A. Wolf  
A. B. Cummings  
Notary Public.

My commission expires 1 day of June, 1898.

Original

AFFIDAVIT.

STATE OF ARKANSAS }  
COUNTY OF Madison } ss

In the case of William Wolf, claimant for citizenship in the Cherokee Nation, Indian Territory, as a Cherokee Indian by blood, before the Honorable Dawes Commission, authorized under an act of Congress of the United States of America, personally appeared this day before me

A. M. [Signature]  
[Signature]

within and for the County of Madison, State of Arkansas, aforementioned, duly authorized to administer oaths John A. Wolf to me personally well-known to be a reputable citizen and entitled to credit, and who being by me duly sworn according to the law, deposes and says: That; my name is John A. Wolf; my age is 33; my Post Office address is Arkadelphia, Ark.; I am a Farmer by occupation; I am a citizen of Madison, Mo.

and the affiant declares in relation to the above-named case as follows, to-wit: I am personally and well acquainted with William Wolf who is a son of William Wolf who was a son of John A. Wolf who was a son of John A. Wolf

Subscribed and sworn to before me this 1st day of Sept 1896.  
[Signature]

Notary Public.

My commission expires 1st day of April, A. D., 1900

APPLICATION FOR CITIZENSHIP.

To the Honorable Dawes Commission, *Vaneta* I. T.

The undersigned, *Birdsey Presley*, your petitioner, makes this, his application for admission to citizenship in the Cherokee Nation in accordance with all the Treaties, the Constitution and Laws of said Cherokee Nation and respectfully submits the following statements of facts for the grounds of his claim that *she* is the *Daughter William Wolf & the Grand Daughter of William Wolf sr*

who, your petitioner firmly believes, was a Cherokee Indian by blood, and that the name of said ancestor should be found to appear on the census rolls taken and made of Cherokees East of the Mississippi River in the years 1835-1848-1851 or 1852, and your petitioner respectfully awaits the time when his application shall be truly heard and passed upon; that the age of your petitioner is *23* years; that *Vaneta* Post Office address is *Vaneta*; that *Vaneta* family by virtue of Cherokee Indian blood consists of the following names, to-wit:

NO.	NAME	SEX	AGE	RELATIONSHIP	REMARKS
1	<i>Birdsey Presley</i>	<i>F</i>	<i>23</i>	<i>Applicant</i>	
2	<i>Vaneta</i>	<i>F</i>	<i>3</i>	<i>Daughter</i>	

In Witness whereof I have hereunto set my this the *1* day of *Jan* 1896.

Subscribed and sworn to before me this the *1* day of *Jan* 1896.

My commission expires the *1* day of *Jan* 18*97*

# APPLICATION FOR CITIZENSHIP.

To the Honorable Dawes Commission, Viola I. T.

The undersigned, William A. Wolf, your petitioner, makes this, his application for admission to citizenship in the Cherokee Nation in accordance with all the Treaties, the Constitution and Laws of said Cherokee Nation and respectfully submits the following statements of facts for the grounds of his claim that he is the son of the Grand son William Wolf sr

who, your petitioner firmly believes, was a Cherokee Indian by blood, and that the name of said ancestor should be found to appear on the census rolls taken and made of Cherokees East of the Mississippi River in the years 1835-1848-1851 or 1852, and your petitioner respectfully awaits the time when his application shall be truly heard and passed upon; that the age of your petitioner is 24 years; that his Post Office address is Springdale Ark; that his family by virtue of Cherokee Indian blood consists of the following names, to-wit:

NO.	NAME	SEX	AGE	RELATIONSHIP	REMARKS
1.	William A. Wolf	m	24	applicant	
2.	William Wolf	"	17	son	
3.	Johnnie	"	15	"	
4.	Charlie	"	10	"	
5.	Anna	f	12	daughter	
6.	Samuel	m	5	son	
7.	Ascar	"	6	"	
8.	Frank	"	3	"	

In witness whereof I have hereunto set my this the 1 day of Sept 1890.  
W. P. Williams William A. Wolf

Subscribed and sworn to before me this the 1 day of Sept 1890.

My commission expires the 1 day of Sept 1895.



2976

Baily McDaniel

v

Devere Watson

Filed Sep 9 1896

U.S. McKinnon  
Comm

A.C.

Report

Springdale, Ark

349, na<sup>e</sup>

**AFFIDAVIT.**

STATE OF ARKANSAS, }  
COUNTY OF Madison } SS

In the case of William A. Maltby, claimant for citizenship in the Cherokee Nation, Indian Territory, as a Cherokee Indian by blood, before the Honorable Dawes Commission, authorized under an act of Congress of the United States of America, personally appeared this day before me

John A. Maltby, within and for the County of Madison, State of Arkansas, aforementioned, duly authorized to administer oaths John A. Maltby to me personally well-known to be a reputable citizen and entitled to credit, and who being by me duly sworn according to the law, deposes and says: John A. Maltby; my name is John A. Maltby; my age is 42 years, my Post Office address is Washington, D.C.; I am a Farmer by occupation; I am a citizen of Benton, Ark. and the affiant declares in relation to the above-named case as follows, to-wit: I am personally and well acquainted with William A. Maltby who is a son of James Maltby who is a son of William Maltby who was a son of Cherokee Indian by Blood who was a son of John A. Maltby

Subscribed and sworn to before me this 5 day of Sept, 1896.

John A. Maltby  
Notary Public.

My commission expires 5 day of Sept, A. D., 1896.

Nation's No. 3549

Commission's No

In re Application of

B. F. Nolf  
et al

Demurrer and Answer.

8

☆

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of

*B. M. Mayes*

Nation's No. *3542*

Commission's No.

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant is entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said application, says that

*William Mayes*

through whom the petitioner claims to derive his right

to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *H. L. Adair, Executive Secretary* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the *25* day of *Sept* 1896.

*J. J. Ball*

NOTARY PUBLIC.



Nation's No. 3343

Commission's No

In re Application of

*Emily M. Jones*

*et al*

**Demurrer and Answer.**

FILED SEPT. 28 1884

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of

*Emily M. C. ...*

Nation's No. *3543*

Commission's No.

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant is entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said application, says that

*William Mayes*

through whom the petitioner claims to derive *her* right to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *W. L. Adair, Executive Secretary, Cherokee Nation* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the *22* day of *Sept*, 1896.

*J. B. Bell*

NOTARY PUBLIC.

354

Commission's No. \_\_\_\_\_

### In re Application of

Irvin Bailey  
et al

## Demurrer and Answer.

FILED FEB 20 1960 ☆

\*A. S. LICKERSON

— 1718 —

77 avenue Y  
 100 avenue Y  
 101 avenue Y  
 102 avenue Y  
 103 avenue Y  
 104 avenue Y  
 105 avenue Y  
 106 avenue Y  
 107 avenue Y  
 108 avenue Y  
 109 avenue Y  
 110 avenue Y  
 111 avenue Y  
 112 avenue Y  
 113 avenue Y  
 114 avenue Y  
 115 avenue Y  
 116 avenue Y  
 117 avenue Y  
 118 avenue Y  
 119 avenue Y  
 120 avenue Y  
 121 avenue Y  
 122 avenue Y  
 123 avenue Y  
 124 avenue Y  
 125 avenue Y  
 126 avenue Y  
 127 avenue Y  
 128 avenue Y  
 129 avenue Y  
 130 avenue Y  
 131 avenue Y  
 132 avenue Y  
 133 avenue Y  
 134 avenue Y  
 135 avenue Y  
 136 avenue Y  
 137 avenue Y  
 138 avenue Y  
 139 avenue Y  
 140 avenue Y  
 141 avenue Y  
 142 avenue Y  
 143 avenue Y  
 144 avenue Y  
 145 avenue Y  
 146 avenue Y  
 147 avenue Y  
 148 avenue Y  
 149 avenue Y  
 150 avenue Y  
 151 avenue Y  
 152 avenue Y  
 153 avenue Y  
 154 avenue Y  
 155 avenue Y  
 156 avenue Y  
 157 avenue Y  
 158 avenue Y  
 159 avenue Y  
 160 avenue Y  
 161 avenue Y  
 162 avenue Y  
 163 avenue Y  
 164 avenue Y  
 165 avenue Y  
 166 avenue Y  
 167 avenue Y  
 168 avenue Y  
 169 avenue Y  
 170 avenue Y  
 171 avenue Y  
 172 avenue Y  
 173 avenue Y  
 174 avenue Y  
 175 avenue Y  
 176 avenue Y  
 177 avenue Y  
 178 avenue Y  
 179 avenue Y  
 180 avenue Y  
 181 avenue Y  
 182 avenue Y  
 183 avenue Y  
 184 avenue Y  
 185 avenue Y  
 186 avenue Y  
 187 avenue Y  
 188 avenue Y  
 189 avenue Y  
 190 avenue Y  
 191 avenue Y  
 192 avenue Y  
 193 avenue Y  
 194 avenue Y  
 195 avenue Y  
 196 avenue Y  
 197 avenue Y  
 198 avenue Y  
 199 avenue Y  
 200 avenue Y

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of  
*Jessie B. Bailey*  
for citizenship in the Cherokee Nation.

Nation's No. *3341*  
Commission's No. ....

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant *is* ... entitled to citizenship.

Respondent not waiving his aforesaid demurrer, *but* insisting upon the same for answer to said application, says that

*William Wolf*  
through whom the petitioner claims to derive *her* right to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

By *S. H. Mayes, Principal Chief Cherokee Nation.*  
*Hoskins, Hutchings & Paulist* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this the *2* day of *Feb*, 1896.  
*J. J. Bell*  
NOTARY PUBLIC.



6  
146  
Nation's No. 3337

Commission's No. ....

In re Application of

*Queen Kendrick*

*et al*

**Demurrer and Answer.**

FILED SEPT. 28 1896

A. S. 1896

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of

*Simon Andrew*  
*et al*

Nation's No. 3534

Commission's No.

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant *is* entitled to citizenship.

Respondent not waiving his *alleged* demurrer, but *insisting* upon the same for answer to said application, says that

*William Wolf*  
through whom the petitioner claim to derive *her* right to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *H. L. Adair, Hutchings & Bonline* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this the *25* day of *Sept* 1896.

*John L. Adair*  
*J. L. Adair*

NOTARY PUBLIC.

3 1 4 4

Commission's No.

### In re Application of

In re Application of  
James A. Mayer

21 01

### Demurrer and Answer.

... S ...

---

... B ...

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of

Nation's No. 1

Commission's No.

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant is entitled to citizenship.

Respondent not waiving his aforesaid murrer, but insisting upon the same for answer to said application, says that

through whom the petitioner <sup>claims</sup> to derive <sup>then</sup> right to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as it present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

**S. H. MAYES, Principal Chief Cherokee Nation.**

By

**Attorneys.**

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the

day of

1896.

**NOTARY PUBLIC**



Original  
**AFFIDAVIT.**

STATE OF ARKANSAS,  
COUNTY OF Benton

In the case of J. Wolf, claimant for citizenship in the Cherokee Nation, Indian Territory, as a Cherokee Indian by blood, before the Honorable Dawes Commission, authorized under an act of Congress of the United States of America, personally appeared this day before me

Notary Public J. L. Cummings

within and for the County of Madison, State of Arkansas, aforementioned, duly authorized to administer oaths, John C. Wolf to me personally well-known to be a reputable citizen and entitled to credit, and who being by me duly sworn according to the law, deposes and says:

First, my name is John C. Wolf, my age is 73, my Post office address is Springdale Ark, I am a Farmer by occupation; I am a citizen of Benton Co Ark

and the affiant declares in relation to the above-named case as follows, to-wit: I am personally and well acquainted with J. Wolf

who is a son of James Wolf

who is a son of William Wolf or

who was a Cherokee Indian by blood

who was a son of John C. Wolf

Subscribed and sworn to before me this 5 day of Sept, A. D., 1896.

Notary Public J. L. Cummings  
My commission expires 1 day of June, 1895.

APPLICATION FOR OVERSEAS CITIZENSHIP.

That he is the son \_\_\_\_\_ of one  
James Wolf \_\_\_\_\_ and the widow son \_\_\_\_\_ of one  
William Wolf Jr \_\_\_\_\_ and the \_\_\_\_\_ of one  
-----  
The four petitioner fully believe, as a  
Cherokee Indian---to have been fully acknowledged member---of the Cherokee  
tribe of Indians, and that he is derived his Cherokee Indian  
blood, entitling him to citizenship in the Cherokee Nation, Indian  
territory.

That the age of your petitioner is 37 years; that <sup>his</sup> postoffice address is Prineville, Oregon Co 246 and that <sup>his</sup> family, by virtue of Cherokee Indian blood, consists of the following named to-wit:

No.	Name	Sex	Age	Relationship	Number
1.	J. Wolf	Male	39	applicant	
2.	James Asa Wolf	Male	17	son	
3.	William Oliver Wolf	Male	9	son	
4.	Jack Howard Wolf	Male	6	son	
5.	Stella May Wolf	Female	5	daughter	
6.	Julia Wolf	Female	4	daughter	
7.	Effie Wolf	Female	1	daughter	

Attest: C. E. Courcy )  
E. P. Williams )  
Subscribed and sworn to before me at  
at \_\_\_\_\_ this, the  
\_\_\_\_\_ day of Sept A. D. 1899

(Seal.)

Matony Rubien

APPLICATION FOR ENROLLMENT

REGISTERED PRINT, WILKINSON.

To the Honorable Dawes Commission

Gentlemen:—The undersigned, your petitioner, this day makes this *her* application for enrollment as a member of the Cherokee Tribe of Indians, as provided in an act of Congress approved June the tenth, 1896, and respectfully make the following statement of grounds of this *her* application to-wit:

That *she* *Almedia Mayo* is *the* *grand daughter of John A. Wolf and* *one of the grand daughters of Mrs. Wolf* whom the undersigned fully believes was an Indian belonging to said Tribe.

The undersigned hereby presents the above facts as the lawful grounds for this *her* application for Cherokee citizenship by blood, and respectfully awaits the time when *her* application shall be truly heard and tried.

Age *30* Post Office *Springdale Ark* family, with their relationship attached as follows:

No	NAME	Sex	Age	Relationship
1	<i>Almedia Mayo</i>	<i>F</i>	<i>30</i>	<i>Applicant</i>
2	<i>Lester L</i>	<i>M</i>	<i>7</i>	<i>Son</i>
3	<i>Wesley L. Grayham</i>	<i>"</i>	<i>18</i>	<i>brother</i>
4	<i>Olin May</i>	<i>F</i>	<i>17</i>	<i>Sister</i>
5	<i>Albert D.</i>	<i>M</i>	<i>11</i>	<i>brother</i>

Witness: *Nelson A. Perry*

*Silas C. Granger* Respectfully Submitted,  
Subscribed and sworn to before me this *29<sup>th</sup>* day of

Signed *Almedia Mayo*  
*August* 1896

Attorney

*Nelson A. Perry*  
Notary Public

My Commission Expires Dec. 28<sup>th</sup> 1896.

State of Arkansas, }  
County of Washington } ss. -

John A. Wolf, being duly sworn  
says on oath that he is 73 years of age, and  
that Almeda Mayo, who is an applicant for  
enrollment as a member of the Cherokee Tribe  
of Indians in accordance with an Act of  
Congress approved June 10<sup>th</sup> 1896 is affiant's  
Grand Daughter by blood, and a Great Grand  
daughter of affiant's father, William Wolf who  
was a Cherokee Indian by blood and who  
belonged to the Cherokee Tribe of Indians.

J A Wolf

Subscribed and sworn to before me this 29<sup>th</sup>  
day of August, A.D. 1896, and I certify that I am  
well acquainted with the said John A. Wolf,  
and know that he is regarded as reliable and  
truthful in the community where he resides,  
and that his statements of fact are entitled to,  
and receive, full faith and credit.

Willard Perry  
Notary Public

My Commission Expires }  
December 28<sup>th</sup> 1896. }



original

**AFFIDAVIT.**

STATE OF ARKANSAS,

COUNTY OF Madison SS

In the case of J. W. Morris, claimant for citizenship in the Cherokee Nation, Indian Territory, as a Cherokee Indian by blood, before the Honorable Dawes Commission, authorized under an act of Congress of the United States of America, personally appeared this day before me

G. S. Cummings Notary Public

....., within and for the County of Madison, State of Arkansas, aforementioned, duly authorized to administer oaths Isaac Vaughan to me personally well-known to be a reputable citizen and entitled to credit, and who being by me duly sworn according to the law, deposes and says:

.....; my name is Isaac Vaughan my age is 77 years, my Post Office address is Whitman Madison Co Ark

I am a.....by occupation; I am a citizen of Whitman Madison Co Ark

and the affiant declares in relation to the above-named case as follows, to-wit: I am personally and well acquainted with J. W. Morris

who is a Son of Abraham Morris

who is a daughter of Minnie Trout

who was a daughter of Daniel Vaughan

who was a Son of Finley Vaughan late settled who

was a Cherokee Indian by blood Isaac Vaughan

Subscribed and sworn to before me this 15 day of Sept 1896.

G. S. Cummings

Notary Public.

My commission expires 1st day of June, A. D., 1898

ORIGINAL

APPLICATION FOR CITIZENSHIP.

To the Honorable Dawes Commission,

I. T.

The undersigned, J. M. Morris, your petitioner, makes this, his application for admission to citizenship in the Cherokee Nation in accordance with all the Treaties, the Constitution and Laws of said Cherokee Nation and respectfully submits the following statements of facts for the grounds of his claim that he is the son of Paroline Morris and the Grand son of

who, your petitioner firmly believes, was a Cherokee Indian by blood, and that the name of said ancestor should be found to appear on the census rolls taken and made of Cherokees East of the Mississippi River in the years 1835-1848-1851 or 1852, and your petitioner respectfully awaits the time when his application shall be truly heard and passed upon; that the age of your petitioner is 22 years; that his Post Office address is William Ark; that his family by virtue of Cherokee Indian blood consists of the following names, to-wit:

NO.	NAME	SEX	AGE	RELATIONSHIP	REMARKS
1.	J. M. Morris	M	22	Applicant	
2.	Paroline Morris	M	1	son	

In Witness whereof I have hereunto set my this the 5 day of Sept 1896.

Subscribed and sworn to before me this the 5 day of Sept 1896.

My commission expires the 1 day of June 1898.

J. B. P. 1110

**AFFIDAVIT.**

STATE OF ARKANSAS,

COUNTY OF Madison, } SS

In the case of Miss Bailey, claimant for citizenship in the Cherokee Nation, Indian Territory, as a Cherokee Indian by blood, before the Honorable Dawes Commission, authorized under an act of Congress of the United States of America, personally appeared this day before me

J. B. P. 1110 Notary Public

....., within and for the County of Madison, State of Arkansas, aforesaid, duly authorized to administer oaths Isaac Vaughan to me personally well-known to be a reputable citizen and entitled to credit, and who being by me duly sworn according to the law, deposes and says: .....

my name is Isaac Vaughan

my age is 47 years, my Post Office address is Whitely Madison Co. Ark.

I am a Farmer by occupation; I am a citizen of Whitely Madison Co. Ark.

and the affiant declares in relation to the above-named case as follows, to-wit: I am personally and well acquainted with Miss Bailey (nee Tucker)

who is a daughter of J. J. Tucker

who is a son of Timothy Tucker

who was a daughter of Bitche Ballies

who was a daughter of Isaac Vaughan resident who was

a good daughter of home owner who was a  
Cherokee Indian by blood

Isaac Vaughan

Subscribed and sworn to before me this 5th day of Sept 1896.

J. B. P. 1110

Notary Public.

My commission expires .... day of June, A. D. 1898

APPLICATION FOR CITIZENSHIP.

To the Honorable Daves Commission,

I. T.

The undersigned,

*Lissie Bailey*

,

your petitioner, makes this, *her*

application for admission to citizenship in the Cherokee Nation in accordance with all the Treaties, the Constitu-

tion and Laws of said Cherokee Nation and respectfully submits the following statements of facts for the grounds

of *her* claim that *she* is the *daughter of J. J. Tucker, Grand daughter*

*of Farley Tucker, Great grand daughter of Betsy*

*Palco, the Great Great Grand daughter of Farley*

*Toungton ne Benton, who was a grand*

*daughter of John Dooley*

who, your petitioner firmly believes, was a Cherokee Indian by blood, and that the name of said ancestor should be

found to appear on the census rolls taken and made of Cherokees East of the Mississippi River in the years 1835-

1848-1851 or 1852, and your petitioner respectfully awaits the time when *her* application shall be truly heard and

passed upon; that the age of your petitioner is *27* years; that *her* Post Office address is *Wesley*

*Ark*; that *her* family by virtue of Cherokee Indian blood consists of the fol-

lowing names, to-wit:

NO.	NAME	SEX	AGE	RELATIONSHIP	REMARKS
1.	<i>Lissie Bailey</i>	<i>F</i>	<i>27</i>	<i>Applicant</i>	
2.	<i>Thurmon</i>	<i>M</i>	<i>7</i>	<i>Son</i>	
3.	<i>Acacia</i>	<i>M</i>	<i>2</i>	<i>Son</i>	

In Witness whereof I have hereunto set my this the *5* day of *Sept* 1896.

Subscribed and sworn to before me this the *5* day of *Sept* 1896.

*met. C. B. Brown* *Lissie Bailey*  
*Alfred Bailey*

My commission expires the *1* day of *June* 1896

*C. B. Brown*  
*Notary Public*



Original

## AFFIDAVIT.

STATE OF ARKANSAS, }  
COUNTY OF Madison } ss

In the case of J. M. Emerson, claimant for citizenship in the Cherokee Nation, Indian Territory, as a Cherokee Indian by blood, before the Honorable Dawes Commission, authorized under an act of Congress of the United States of America, personally appeared this day before me

E. B. Cummings Notary Public

\_\_\_\_\_, within and for the County of Madison, State of Arkansas, aforementioned, duly authorized to administer oaths Isaac Vaughan to me personally well-known to be a reputable citizen and entitled to credit, and who being by me duly sworn according to the law, deposes and says: \_\_\_\_\_ my name is Isaac Vaughan

my age is 17 Years, my Post Office address is Whitener Madison Co Ark

I am a Farmer by occupation; I am a citizen of Whitener Madison Co Ark

and the affiant declares in relation to the above-named case as follows, to-wit: I am personally and well acquainted with J. M. Emerson

who is a Son of Reed Emerson

who is a Son of Rodier Emerson

who was a Daughter of Daniel Vaughan

who was a Son of Samuel Vaughan (nee Benton) who

was a grand daughter of John Coney

who was a Cherokee Indian by blood of Isaac Vaughan

Subscribed and sworn to before me this 5 day of Sept, 1898.

E. B. Cummings

Notary Public.

My commission expires 1 day of June, A. D., 1898

Original

APPLICATION FOR CITIZENSHIP.

To the Honorable Dawes Commission, Florida I. T.

The undersigned, J. M. Hinson, your petitioner, makes this, his application for admission to citizenship in the Cherokee Nation in accordance with all the Treaties, the Constitution and Laws of said Cherokee Nation and respectfully submits the following statements of facts for the grounds of his claim that he is the son of H. Hinson & All grandson of Rhoda Hinson & the Great Grand son of Daniel Vaughan, & the Great Great Grand son of Farley Vaughan ne Burton who was a Grand daughter of John Loomis who, your petitioner firmly believes, was a Cherokee Indian by blood, and that the name of said ancestor should be found to appear on the census rolls taken and made of Cherokees East of the Mississippi River in the years 1835-1848-1851 or 1852, and your petitioner respectfully awaits the time when his application shall be truly heard and passed upon; that the age of your petitioner is        years; that his Post Office address is Whitney Creek; that his family by virtue of Cherokee Indian blood consists of the following names, to-wit:

NO.	NAME	SEX	AGE	RELATIONSHIP	REMARKS
1.	J. M. Hinson	m		applicant	

In Witness whereof I have hereunto set my this the 5 day of Sept 1890.

J. M. Hinson

Subscribed and sworn to before me this the 5 day of Sept 1890.

E. B. Combs

My commission expires the 1 day of June 1898 Notary Public

✓

Nation's No. 3539  
Commission's No. 226

In re Application of

J. W. Morris  
et al

Demurrer and Answer.

RECORDED  
INDEXED

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of

Nation's No. 3539

Commission's No.

*J. N. Morrison*  
for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant is entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said application, says that

*William Wolf*  
through whom the petitioner claims to derive his right to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *Harding, Hutchings & Bonine* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the 23<sup>rd</sup> day of Sept, 1896.

*W. P. Ball*

NOTARY PUBLIC.



# APPLICATION FOR CITIZENSHIP.

To the Honorable Dawes Commission, Indians I. T.  
 The undersigned, Paulina May, your petitioner, makes this, his  
 application for admission to citizenship in the Cherokee Nation in accordance with all the Treaties, the Constitu-  
 tion and Laws of said Cherokee Nation and respectfully submits the following statements of facts for the grounds  
 of his claim that she is the daughter of family M. Joseph & the same  
her father is James May & the mother is  
Elizabeth May

who, your petitioner firmly believes, was a Cherokee Indian by blood, and that the name of said ancestor should be  
 found to appear on the census rolls taken and made of Cherokees East of the Mississippi River in the years 1835-  
 1848-1851 or 1852, and your petitioner respectfully awaits the time when her application shall be truly heard and  
 passed upon; that the age of your petitioner is 17 years; that her Post Office address is Strigdon  
Ark; that her family by virtue of Cherokee Indian blood consists of the fol-  
 lowing names, to-wit:

NO.	NAME	SEX	AGE	RELATIONSHIP	REMARKS
1.	Paulina May	F	17	applicant	

In Witness whereof I have hereunto set my this the 5 day of Sept 1896.  
E. B. Roubly  
 Subscribed and sworn to before me this the 5 day of Sept 1896.  
E. B. Roubly  
 My commission expires the 1 day of June 1897  
Volney B. Roubly

AFFIDAVIT.

STATE OF ARKANSAS,  
COUNTY OF Sevier } ss

In the case of James A. Talley Davis, claimant for citizenship in the Cherokee Nation, Indian Territory, as a Cherokee Indian by blood, before the Honorable Dawes Commission, authorized under an act of Congress of the United States of America, personally appeared this day before me

James A. Talley Davis  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_, within and for the County of \_\_\_\_\_, State

of Arkansas, aforementioned, duly authorized to administer oaths \_\_\_\_\_ to me

personally well-known to be a reputable citizen and entitled to credit, and who being by me duly sworn according

to the law, deposes and says: \_\_\_\_\_; my name is \_\_\_\_\_

my age is \_\_\_\_\_, my Post Office address is \_\_\_\_\_

I am a \_\_\_\_\_ by occupation; I am a citizen of \_\_\_\_\_

and the affiant declares in relation to the above-named case as follows, to-wit: I am personally and well acquaint-

ed with \_\_\_\_\_

who is a \_\_\_\_\_ of \_\_\_\_\_

who is a \_\_\_\_\_ of \_\_\_\_\_

who was a \_\_\_\_\_ of \_\_\_\_\_

who was a \_\_\_\_\_ of \_\_\_\_\_

\_\_\_\_\_

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 1896.

\_\_\_\_\_

Notary Public.

My commission expires \_\_\_\_\_ day of \_\_\_\_\_, A. D., 1896.

## APPLICATION FOR ENROLLMENT

REGISTERED PAINT, WILDOON.

To the Honorable Dawes Commission -

Gentlemen.--The undersigned, your petitioner, this day makes this *his* application for enrollment as a member of the Cherokee Tribe of Indians in accordance with an act of Congress approved June the tenth, 1896, and respectfully make the following statement of grounds of this *his* application to wit.

That *he* *William Wolf* is the son of *John A. Wolf*, grandson of *one William Wolf* whom the undersigned fully believes was an Indian belonging to said Tribe.

The undersigned hereby presents the above facts as the lawful grounds for this *his* application for Cherokee citizenship by blood and respectfully awaits the time when *his* application shall be truly heard and tried.

Age *38* Post Office *Springdale Ark* family with their relationship attached as follows:

No	NAME	Sex	Age	Relationship
1	William Wolf	M.	38	Applicant
2	Oscar Ca Wolf	M.	12	Son
3	Kachaw Wolf	"	11	"
4	Nettie Ellen Wolf	F.	8	Daughter
5	Edna Alice Wolf	F.	6	"
6	Nettie Ann Wolf	F.	4	"
7	McKary Wolf	M.	1	Son

Respectfully Submitted, Signed *W. J. Wolf*  
 Subscribed and sworn to before me this *29<sup>th</sup>* day of *August*, 1896.

Attorney

*Willard Berry*  
*Notary Public*  
 My Commission Expires Dec. 28<sup>th</sup> 1896.

Original

APPLICATION FOR ENROLLMENT

REGISTER PRINT, WILKINSON.

To the Honorable Dawes Commission.

Gentlemen:—The undersigned your petitioner, this day makes this his application for enrollment as a member of the Cherokee Tribe of Indians, in accordance with an act of Congress approved June the tenth, 1896, and respectfully makes the following statement of grounds of this his application to wit:

That he Crawville Wolf is a son of John A Wolf, Grandson of  
one William Wolf. whom the undersigned fully believes was an Indian belonging to said Tribe.

The undersigned hereby presents the above facts as the lawful grounds for this his application for Cherokee citizenship by blood and respectfully awaits the time when his application shall be truly heard and tried.

Age 50 Post Office Springdale Ark family, with their relationship attached as follows:

No.	NAME	Sex.	Age	Relationship.
1	Crawville Wolf	M	50	Applicant.
2	William Edwin Wolf	"	19	Son
3	Maud Ellen Wolf	F	13	girl
4	Ossie Young Wolf	F	4	"

Witness: Willard Berry

Silas E. Graham

Respectfully Submitted,  
Subscribed and sworn to before me this 29 day of

Signed Crawville Wolf  
August 1896

Attorney

Willard Berry

Notary Public  
My Commission Expires Dec. 28<sup>th</sup> 1896



Original

State of Kansas }  
County of Washington. } ss:-

John A. Wolf, being duly sworn  
says on oath that he is 73 years of age, and  
that Granville Wolf and William H. Wolf, who  
are applicants for enrollment as members of the  
Cherokee Tribe of Indians in accordance with  
an Act of Congress approved June 10<sup>th</sup> 1896 are  
affiant's own children and grand children of  
affiant's father, William Wolf who was a Cherokee  
Indian by blood and who belonged to the Cherokee  
Tribe of Indians.

J A Wolf

Subscribed and sworn to before me this 29<sup>th</sup>  
day of August, A. D. 1896, and I certify that  
I am well acquainted with the said John A. Wolf,  
and know that he is regarded as reliable and  
truthful in the neighborhood where he resides, and  
that his statements are entitled to credit. —

Willard Perry  
Notary Public.

My Commission Expires  
December 28<sup>th</sup> 1896.



**AFFIDAVIT.**

STATE OF ARKANSAS,

COUNTY OF Benton } <sup>SE</sup>

In the case of B. J. Wolf, claimant for citizenship in the Cherokee Nation, Indian Territory, as a Cherokee Indian by blood, before the Honorable Dawes Commission, authorized under an act of Congress of the United States of America, personally appeared this day before me

John A. Wolf

\_\_\_\_\_ within and for the County of Madison State of Arkansas, aforementioned, duly authorized to administer oaths John A. Wolf to me personally well known to be a reputable citizen and entitled to credit, and who being by me duly sworn according

to the law, deposes and says: that; my name is John A. Wolf

my age is 73, my Post office address is Springdale Ark.

I am a Farmer by occupation; I am a citizen of Benton Co. Ark.

and the affiant declares in relation to the above-named case as follows, to-wit: I am personally and well acquainted

with B. J. Wolf

who is a son of John Wolf and

who is a grand son of William Wolf Jr

who was a Great Grand son of William Wolf sr

who was a Cherokee Indian by blood.

John A. Wolf

Subscribed and sworn to before me this 1 day of Sept, A. D., 1896.

G. S. [Signature]  
Notary Public.

My commission expires 1 day of June, 1898.

**AFFIDAVIT.**

STATE OF ARKANSAS,

COUNTY OF Benton

In the case of Eddie Wolf, claimant for citizenship in the Cherokee Nation, Indian Territory, as a Cherokee Indian by blood, before the Honorable Dawes Commission, authorized under an act of Congress of the United States of America, personally appeared this day before me

A Notary Public

within and for the County of Benton, State of Arkansas, aforementioned, duly authorized to administer oaths John A Wolf to me personally well known to be a reputable citizen and entitled to credit, and who being by me duly sworn according to the law, deposes and says: John A Wolf, my name is

my age is 73, my Post office address is Springdale Ark

I am a Farmer by occupation; I am a citizen of Benton Co Ark

and the affiant declares in relation to the above-named case as follows, to wit: I am personally and well acquainted with Eddie Wolf

who is a son of John Wolf and

a Grand son of William Wolf Jr

who was a Great Grand son of William Wolf Sr

who was a Cherokee Indian by blood.

Subscribed and sworn to before me this 2 day of Sept, A. D., 1896.

My commission expires 1 day of June, 1898.

John A Wolf  
Notary Public.



1940

The undersigned, [redacted] 744, your petitioner, makes this his application for admission to citizenship in the Cherokee Nation, Indian Territory, as a Cherokee Indian by blood, in accordance with all the treaties, the Constitution and laws of the Cherokee Nation, and precedents established and of the record, and respectfully submits the following statement of facts for the grounds of his claim to wit:

that the name and the name of this ancestor \_\_\_\_\_ should be found to appear on the Census Roll taken and made of Cherokees east of the Mississippi River, in the year, 1850, 1860, 1871 and 1880.

that the age of your petitioner is 18 years; that He postoffice address is Springdale Ark and that he family by virtue of blood, consists of the following named to-wit:

No.	Names	Sex	Age	Relationship	Remarks
1.	Eddie Wolf.	male	18	applicant	

Attest: \_\_\_\_\_ )  
Subscribed and sworn to before me at \_\_\_\_\_ this the  
\_\_\_\_\_ day of Sep / A. D., 1890.

\_\_\_\_\_  
 (Seal) W. B. Thompson  
Notary Public  
 \_\_\_\_\_  
 Eng. Comm. 1-98

**AFFIDAVIT.**

STATE OF ARKANSAS,

COUNTY OF Washington } ss white

In the case of John T. Mott, claimant for citizenship in the Cherokee Nation, Indian Territory, as a Cherokee Indian by blood, before the Honorable Dawes Commission, authorized under an act of Congress of the United States of America, personally appeared this day before me

John T. Mott John T. Mott

within and for the County of Washington, State of Arkansas, aforesaid, duly authorized to administer oaths John T. Mott to me

personally well-known to be a reputable citizen and entitled to credit, and who being by me duly sworn according to the law, deposes and says: John T. Mott; my name is John T. Mott

my age is 35, my Post office address is Shreveport, La.

I am a white by occupation; I am a citizen of United States

and the affiant declares in relation to the abovesaid case as follows, to wit: I am personally and well acquainted with John T. Mott

who is a white of Washington

who is a white of Washington

who was a Cherokee by blood

who was a white of Washington

Subscribed and sworn to before me this 1st day of Sept, A. D., 1896.

John T. Mott  
Notary Public.

My commission expires 1st day of Sept, 1897.

17: son daughter  
William Wolf sr Grand daughter  
William Wolf sr as

her

The

Springdale, Ark.

10. The diet was a mixed food, consisting of various types of food.

		SEX	A.P.	RELATION
1	Alycebeth White	Female	50	apples out
2	Marquet White	Female	28	daughter
3	Maudie White	Female	21	daughter
4	John Henry White	Male	18	son
5	Jerman White	Male	15	son
6	Debbie White	Female	14	daughter

In witness whereof, I have hereunto set my hand at Springdale Ark  
Ark this, the 31<sup>st</sup> day of Aug - A. D., 1886, in  
 Attest: [Signature] Elyahuth White

at \_\_\_\_\_, this, the \_\_\_\_\_ day of \_\_\_\_\_, A. D. 1906

( ) ( ) ( ) G. S. ( )  
P. 2 P. 3 P. 4

My Commission  
Expires Jan 1-98



# APPLICATION FOR CITIZENSHIP.

To the Honorable Dawes Commission, Indian Territory, I. T.

The undersigned, Emilie M. McSarrick, your petitioner, makes this, her application for admission to citizenship in the Cherokee Nation in accordance with all the Treaties, the Constitution and Laws of said Cherokee Nation and respectfully submits the following statements of facts for the grounds of her claim that she is the daughter of James M. Wolf & the grand daughter of William Wolf.

who, your petitioner firmly believes, was a Cherokee Indian by blood, and that the name of said ancestor should be found to appear on the census rolls taken and made of Cherokees East of the Mississippi River in the years 1835-1848-1851 or 1852, and your petitioner respectfully awaits the time when her application shall be truly heard and passed upon; that the age of your petitioner is 30 years; that her Post Office address is Springdale; that her family by virtue of Cherokee Indian blood consists of the following names, to-wit:

NO.	NAME	SEX	AGE	RELATIONSHIP	REMARKS
1.	Emilie McSarrick	F.	30	applicant	
2.	George McSarrick	M.	14	son	
3.	Benton	"	16	"	
4.	Wells	"	9	"	
5.	Richard	"	7	"	
6.	Francis	"	4	"	
7.	William	"	1	"	

In Witness whereof I have hereunto set my hand and seal this the 5 day of Sept, 1896.

Subscribed and sworn to before me this the 5 day of Sept, 1896.

My commission expires the 1 day of June, 1898.



(6711111)

## AFFIDAVIT.

STATE OF ARKANSAS,

COUNTY OF Sevier } ss

In the case of Samuel P. Sisson, claimant for citizenship in the Cherokee Nation, Indian Territory, as a Cherokee Indian by blood, before the Honorable Dawes Commission, authorized under an act of Congress of the United States of America, personally appeared this day before me

Geo. S. Pennington & Henry J. Allen

within and for the County of Sevier, State of Arkansas, aforementioned, duly authorized to administer oaths Geo. S. Pennington to me

personally well-known to be a reputable citizen and entitled to credit, and who being by me duly sworn according to the law, deposes and says: my name is Geo. S. Pennington

my age is 47 years Post Office address is Springdale W. Smith Co. Ark.

I am a Merchant by occupation; I am a citizen of Sevier Co. Ark.

and the affiant declares in relation to the above-named case as follows, to-wit: I am personally and well acquainted with Samuel P. Sisson

who is a Wagoner of Sevier Co. Ark.

who is a son of William Wall

who was a Cherokee Indian by Blood

who was a son of John A. Wall

Subscribed and sworn to before me this 24th day of April, 1896.

Notary Public.

My commission expires..... day of ....., A. D., 1896.

APPLICATION FOR ENROLLMENT

REGISTER PRINT, MULDROW.

To the Honorable Dawes Commission -

Gentlemen - The undersigned your petitioner this day makes this his application for enrollment as a member of the Cherokee Tribe of Indians as provided in an act of Congress approved June the tenth, 1896, and respectfully make the following statement of grounds of this his application to-wit:

That he John A Wolf is the Son of one William Wolf whom the undersigned fully believes was an Indian belonging to said Tribe.

The undersigned hereby presents the above facts as the lawful grounds for this his application for Cherokee citizenship by blood, and respectfully awaits the time when his application shall be truly heard and tried.

Age 73 Post Office Springdale Ark family, with their relationship attached as follows:

No.	NAME	Sex.	Age	Relationship.
1	John A Wolf	M	73	Applicant
2	Bobbie A.	F	34	Daughter
3	Patsy P.	"	32	"
4	Missie E. Grayham	"	12	Grand daughter
5	Birdie L.	"	9	"

Respectfully Submitted, Signed John A. Wolf  
Subscribed and sworn to before me this 29<sup>th</sup> day of August 1896

Attorney

My Commission Expires Dec. 28<sup>th</sup> 1896.

Notary Public

State of Arkansas }  
County of Washington } ss.

B. W. Phillips, aged 65 years,  
Silas M. Graham, aged 59 years, W. H. Graham, aged  
57 years and Morgan Kendrick, aged 51 years,  
all residing near Lowell Post Office in Benton  
County, Arkansas, being duly sworn according  
to law, do on their respective oaths state, that  
they have each known and been intimately acquainted  
with John A. Wolf who makes application to be  
enrolled as a member of the Cherokee Tribe of  
Indians, ever since they were children; that  
they each knew and was intimately acquainted with  
William Wolf, the father of the said John A. Wolf, since  
their childhood respectively; that they have always  
understood, been informed and verily believe that the said  
William Wolf, until something near sixty years ago  
resided at what was known as "Rogers Salt Works"  
near Grand River in the Cherokee Nation in the  
Indian Territory, from which point he moved to Benton  
County, in the State of Arkansas in the neighborhood  
where affiants now reside; that they each know  
of their own personal knowledge that the said William  
Wolf always claimed to be, and was recognized by  
all his neighbors and acquaintances to be, a  
Cherokee Indian by blood.

Affiants further say that they were not in any  
way interested in the claim of the said John A.  
Wolf, for citizenship, nor in anyway concerned  
in its prosecution.

Witness: - Michael Barry

Witness: - J R Mayo

B. W. <sup>his</sup> Phillips  
Silas <sup>not</sup> M. Graham  
W. H. Graham  
Morgan <sup>his</sup> Kendrick

Subscribed and sworn to before me this 29<sup>th</sup> day of  
August, A.D. 1896, and I hereby certify that I  
am well acquainted with said affiants, B.W.  
Phillips, Silas M. Graham, W.M. Graham, and  
Morgan Hendrick, all of whom are farmers by  
occupation, and know that they are regarded  
as reliable and truthful in the neighborhood  
where they reside, and that their state-  
ments are entitled to credit.

Willard Berry  
Notary Public

My Commission Expires }  
December 28<sup>th</sup> - 1896.



United States of America  
STATE OF ARKANSAS,  
Northern District Ind. T.

**AFFIDAVIT.**

In the case of John Wolfe claimant for citizenship in the Cherokee Nation, Indian Territory, as Cherokee Indian by blood, before the Honorable Dawes Commission, authorized under an act of Congress of the United States of America, personally appeared this day before me W. D. Warson a Notary Public

\_\_\_\_\_, within and for the County of \_\_\_\_\_, State of \_\_\_\_\_, aforementioned, duly authorized to administer oaths Henry Hawkins to me

personally well known to be a reputable citizen and entitled to credit, and who being by me duly sworn according to the law, deposes and says:

my name is Henry Hawkins  
my age is Sixty nine my Post office address is Wahlequah Ind. Ter.  
I am a Farmer by occupation; I am a citizen of Cherokee Nation

and the affiant declares in relation to the above-named case as follows, to wit: was personally and well acquainted with William Wolfe

who ~~is~~ was the father of John Wolfe the applicant  
who ~~is~~ was for 20 years They lived at the Rogers Park  
who was a U. S. Indian Commissioner was Deft. Cherokee Nation, he moved from  
there to Spavinaw which is now in Benton Co. Ark. I knew  
John Wolfe when he was just a boy

Subscribed and sworn to before me this 4 day of Sept, A. D., 1896.

My commission expires 3 day of Jan, 1897.  
W. D. Warson Notary Public.

# AFFIDAVIT.

United States of America)  
Indian Territory SS.  
Northern District

In the case of *John A. ...* claimant for citizenship  
in the Cherokee Nation, Indian Territory, as a Cherokee Indian by blood, before the Honorable "Dawes  
Commission," authorized under act of the Congress of the United States.

Personally appeared this day before me *J. H. Bayles* a  
Notary Public within and for the *District* aforementioned, duly authorized  
to administer oaths *Levi Fish* to me personally  
well known to be reputable and entitled to credit, and who being by me duly sworn according to law,  
deposes and says: My name is *Levi Fish* ; my age is *49*  
years: My post-office address is *Tahlequah, Ar.*  
; I am a *Blacksmith* by occupation;  
I am a citizen of the *Cherokee Nation by blood*

And affiant declares in relation to the above-named case as follows, to-wit:

I was personally acquainted with  
William Wolf a Cherokee Indian who  
lived at the Rodgers salt works on  
Grand River about the year 32<sup>th</sup> 36  
he worked at the salt works he had a  
son named John he was a little  
younger than myself we used to be together  
a great deal William Wolf left the  
Cherokee Nation and I learned he went  
to Arkansas I have met with John some  
few times I learned from him of his fathers  
death that is (William Wolf) he was about  
a hundred years old he was somewhere  
near the age of my Father They used  
to sit and talk of old times of their  
boyhood days  
attest *Levi X Fish*  
*E. P. Williams* his  
mark

Subscribed and sworn to before  
me at Tahlequah this 3<sup>rd</sup> day of  
September A.D. 1886

J. S. Boyles Notary Public  
Northern District of A.

Original

## AFFIDAVIT.

STATE OF ARKANSAS,

COUNTY OF Madison

In the case of John A Wolf, claimant for citizenship in the Cherokee Nation, Indian Territory, as a Cherokee Indian by blood, before the Honorable Dawes Commission, authorized under an act of Congress of the United States of America, personally appeared this day before me

E. B. Cummings  
a Notary Public

within and for the County of Madison, State

of Arkansas, aforementioned, duly authorized to administer oaths John A Wolf to me

personally well known to be a reputable citizen and entitled to credit, and who being by me duly sworn according

to the law, deposes and says: That; my name is John A Wolf,

my age is 73, my Post office address is Springdale Ark

I am a Farmer by occupation; I am a citizen of Benton Co Ark

and the affiant declares in relation to the above-named case as follows, to wit: I am personally and well acquainted

with H. M. Wolf

who is a son of William Wolf

who is a Grandson of William Wolf sr

who was a Cherokee Indian by blood

who was a son of John A Wolf

Subscribed and sworn to before me this 5 day of Sept, A. D., 1890.

My commission expires 1 day of June, 1898.

E. B. Cummings  
Notary Public.



his      20 M Wolf

he      Son      his

William Wolf Jr      Grand son

William Wolf sr      ad

he      his      him

47 Los Evergreen Washington <sup>COAST</sup>

	SEX	AGE	RELATION
1. Wm Wolf	Male	47	applicant
2. Tale Wolf	Male	16	son
3. Burros Wolf	male	12	son
4. Virde Wolf	male	10	son
5. Peggy Jane Wolf	Female	7	daughter

In Witness Whereof I have hereunto set my hand at Springdale  
Ark on the 31<sup>st</sup> day of Aug.  
A.D. 1900  
 Attest: C. E. Looney  
E. P. Williams  
Wm. M. Wolf  
 subscribed and sworn to before me  
 at Springdale day of Sept.  
the 31<sup>st</sup> day of Aug. 1900.  
E. B. Cummings  
Notary Public

AFFIDAVIT.

*John A. Wolfe*  
CHEROKEE NATION

Nation's No *3532*

Personally appeared before me, the undersigned

who being sworn states that he know

the reputation of *John A. Wolfe*, *J. E. Moore*, *T. J. Taylor*,  
and *John Ross*  
for truth and veracity in the neighborhood where they reside; that it is bad; that they are  
known as "Standing Witnesses" in Citizenship cases; and that affiant would not believe them under  
oath.

*J. Thompson*

Subscribed and sworn to before me this *25*  
day of *Sept*, 1896.  
*D. J. Ball*  
Notary Public.

Nation's No. 3532

Commission's No

In re Application of

John A. Naef  
et al

**Demurrer and Answer.**

FILED Feb 2 1922

A. S. L. C.

COURT

before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of

*John A. May*  
for citizenship in the Cherokee Nation

Nation's No. *3532*

Commission's No.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says

1st. That this Commission has no jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant is entitled to citizenship.

Respondent not waiving his ~~fore~~ *William Wolf* demurrer, but insisting upon the same for answer to said application, says that

through whom the petitioner claim to derive his right to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *Harding, H. & B. B. B. B.* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the...

*John L. Adair*  
day of *Sept.* 1896.  
*J. L. Ball*  
NOTARY PUBLIC.



Nation's No. 3540

Commission's No.

In re Application of

*T. M. Wilson*  
*et al.*

**Demurrer and Answer.**

FILED SEP 11 1906  
U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of

*J. M. Harrison et al.*

Nation's No.

*3540*

Commission's No.

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant *is* entitled to citizenship.

Respondent not waiving his *objection* demurrer, but insisting upon the same for answer to said application, says that:

*William Wolf* through whom the petitioner *claims* to derive *his* right to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By

*Doelings, Hutchings & Bond*

Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the

*25*

day of

*Sept.*

1896.

*D. J. Baci*

NOTARY PUBLIC.

37  
3  
1+  
Nation's No. 3545

Commission's No

In re Application of

Wm A. Walfr  
et al.

Demurrer and Answer.

21

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of

*Wm A. Naff*

Nation's No. *3545*

Commission's No.

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has no jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant is entitled to citizenship.

Respondent not waiving his ~~demurrer~~, but ~~insisting upon~~ the same for answer to said application, says that:

*William Naff*  
through whom the petitioner claims to derive *his* right to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *H. Adams, T. L. Adams & B. Adams* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the *25* day of *July*, 1896.

*W. H. Ball*  
NOTARY PUBLIC.



Nation's No. 3538

Commission's No. . . . .

In re Application of

Wm. A. Wall

et al.

**Demurrer and Answer.**

FILED SEP 28 1904

A. S. LICKENON

CLERK

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of

*Wm. A. Mayes*

Nation's No.

*3538*

Commission's No.

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant *is* entitled to citizenship.

Respondent not waiving his *William Mayes* demurrer, but insisting upon the same for answer to said application, says that

through whom the petitioner *claim* to derive *his* right to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By

*Hastings, Hitchcock & Bond*

Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this the

day of

*Sept*

1896.

*J. F. Ball*

NOTARY PUBLIC.

**End**

827



REGISTRY RECEIPT.

Post Office at

Registered Letter { No. 106 Rec'd Sep 5 - 1896

of Henry Glisch,  
Camekto Sp. to N.Y.

addressed to Hon Sam May  
Chief Cherokee Nation - I-I-  
Tahlequah I-I-

P. M.

MAMIE B. WATKINS

State of Kansas  
County of Lawrence

I Carl J. Gutsch do solemnly  
swear that on the 5 day of September 1896 I  
saw a letter registered at the Post Office at  
Eunice, Kan., Kansas Co. addressed to  
Simon Mac Chief in Government of the Cherokee  
Nation, Tallegnah. Ind. Per. the registry receipt  
No 106 a copy from Mammie Mattie Postmistress  
of the letter is in receipt for same. Letter which  
contains the names of the representatives of Henry  
Caroline Hays and Mary (Polly) Beavers and of  
to app. to by M. A. Beavers and Mary (Polly) Beavers  
in support of same - I have no interest in  
the matter.

subscribed and sworn to before me on the 5th  
day of September 1896

My commission

expires July 22<sup>nd</sup> 1897

E. R. Ray

Notary Public

Lawrence, Kan.

No. 1315-

Nancy E. Hays

Cherokee Nation

Filed Sept 16/10  
H. M. Jacobson  
Clerk

all  
Repealed -  
Several applications

Henry Glitsch  
att'y.  
Eureka Springs  
Ark.

Application of Nancy  
E. Hays and  
Henry (Jolly) Thomas

State of Tennessee  
County of Marshall

The undersigned hereby makes  
a declaration to the Census Commissioner in the year  
1850 that she is a Cherokee for the purpose  
of receiving a pension for the services of her  
father as a soldier in the Revolutionary War  
The Census of the Cherokee Nation and the United States  
She therefore in the evidence hereby makes oath and  
states that she is a descendant of James Hester and  
his wife Sarah who were born in Tennessee  
Married together in 1780 - but not what year  
any more - she is unable to state. The said James  
Hester and his wife were Cherokee natives of the Ridge  
band and were married to - but they were Cherokee  
and were one of the Cherokee band. There, James  
Hester and his wife were my Great Grandfather and  
Mother.

Sarah Hester was a daughter of the said James Hester  
and his wife and was my Grand Mother. Sarah Hester  
a single sister in my Grand Mother's house was born in  
Warren Co Tennessee. She married me James Cargill  
or Cargile - The daughter Polly Cargill or Cargile  
born in the county of the said James Cargill or Cargile  
and Sarah a single sister Cargill or Cargile (see Hester)  
is my mother and my mother's name is Elizabeth  
Hester in Cargill Co Tennessee. My mother the said  
Elizabeth a Polly Cargill or Cargile was born in Warren  
Co Tennessee.

The undersigned states that she was born in Cargill  
Co Tennessee and my name was Nancy Caroline  
Hays. My name now is Nancy Caroline  
Hays having married me Thomas Hays.

I claim that by reason of my Great Grandfather and  
Great Grand Mother being of Cherokee blood and descended  
direct from them on the maternal side that I am of



of American literature - good & true  
- this due to the influence of the American people  
- in the way of the school of the South - and for  
the purpose of showing the world to be recognized in  
all the world is the same to the American people  
that the world is the same to the American people  
- the world is the same to the American people  
- the world is the same to the American people

Subscribed and sworn to before me this 31<sup>st</sup>  
day of August 1876.  
My Commission  
- before 7 days - 1876  
E. R. Raper  
Notary Public  
County of Kansas

Upstart, May  
1851

Great Right of Abolition Act  
Mary (Polly) Beaver

and in common  
country, and in 1855

Bea - Mary (Polly) Beaver was born in the  
county of ... to ... and ...  
... and ...  
... and ...

... and ...  
... and ...  
... and ...  
... and ...

... and ...  
... and ...  
... and ...

... and ...  
... and ...  
... and ...

... and ...  
... and ...  
... and ...

... and ...  
... and ...  
... and ...

... and ...  
... and ...  
... and ...

... and ...  
... and ...  
... and ...

... and ...  
... and ...  
... and ...

... and ...  
... and ...  
... and ...

... and ...  
... and ...  
... and ...

... and ...  
... and ...  
... and ...

... and ...  
... and ...  
... and ...

... and ...  
... and ...  
... and ...

... and ...  
... and ...  
... and ...

... and ...  
... and ...  
... and ...

... and ...  
... and ...  
... and ...





Chlorine: 1.66 g. 100 g.

was in bed and down to bed on this 31<sup>st</sup> day  
 August 1896  
 Wm. R. Ray  
 My Commission  
 to the office of the 2nd 1898  
 Voluntary Public. Council  
 County Ark

**End**

828

John J. Boles.  
Attorney at Law.

Culthrie, Ohio. Sept 5, 1896.

Hon. G. A. McKimmon  
Winnipeg, I. I.

Dear Sir, I herewith  
enclose you the Appli-  
cation of Maggie Wessick  
for Citizenship in the Chero-  
kee Nation together with  
proof of service on the  
Chief, please file and  
oblige Yours Truly  
J. J. Boles



I, Joseph H. Norris, do solemnly  
swear that on the 4th day  
of September, 1896, I saw  
a package registered at  
the post office at Yutopia  
T.T. addressed to The Chief  
of the Cherokee Nation - Tahl  
squah J.T., that registry receipt  
No 479, received from post  
master, hereto attached, is  
a receipt for said package,  
which contained two  
copies of the application  
of Maggie Missick and  
of the affidavit of A. J.  
Fore in support of same.

Joseph H. Norris.  
Subscribed and sworn  
to before me, on this 4th  
day of September 1896.

W. L. West  
NOTARY PUBLIC  
My Commission Expires March 12, 1897.

## Application for Cherokee Citizenship.

To the Honorable, the DAWES COMMISSION, Tahlequah, Indian Territory:

The undersigned *Maggie Musick* your petitioner, makes this  
*her* application for admission to citizenship in the Cherokee Nation, Indian Territory, as a  
Cherokee Indian by blood, in accordance with all the Treaties, the Constitution and laws of the Cherokee  
Nation, and precedents established and of record, and respectfully submits the following statement of facts  
for the grounds of *her* claim, to wit:

That *she* is the *daughter* of one  
*Andrew J. Foss* and the *grand daughter* of one  
*Rosa Ellen Foss* and the *great grand daughter* of one  
*Moon* who, your petitioner firmly believes, was

Cherokee Indian by blood and duly acknowledged member of the Cherokee tribe of Indians, and from  
whom *she* derived *her* Cherokee Indian blood, entitling *her* to citizenship in the Cherokee  
Nation, Indian Territory.

That name and the name of said ancestor should be found to appear on the Census  
Rolls, taken and made of Cherokees east of the Mississippi river, in the years, 1835, 1848, 1851, and 1852.

And your petitioner respectfully awaits the time this *her* application for admission,  
together with the proof in support thereof, shall be truly heard and passed upon.

That the age of your petitioner is *twenty-eight* years; that *her* postoffice  
address is *Guthrie O.T.* and that *her* family, by virtue of Cherokee Indian  
blood, consists of the following named to-wit:

No.	Names	Sex	Age	Relationship	Remarks.
	<i>McRae Musick</i>	<i>Boy</i>	<i>8</i>	<i>Son</i>	

In Witness Whereof, I have hereunto set my hand at  
this, the *4<sup>th</sup>* day of *Sept.*

A. D., 1896

Attest:

*Guthrie O.T.*  
*Maggie Musick*

Subscribed and sworn to before me at  
*Guthrie O.T.*  
this, the *4<sup>th</sup>* day of *Sept.*  
A. D., 1896

[SEAL]

*W. L. Carter*  
NOTARY PUBLIC

My Commission Expires March 12, 1897

No. 1367.

Citizenship

Appl. of

Maggie Messink  
Cherokee

Filed Sept. 7, 1896.

H. W. Jarroway  
Scrib.

Repealed

John J. Bates, atty.  
Henderson Co.

Henderson Co.

# AFFIDAVIT.

State of Georgia  
County of Gilmer

SS.

In the case of *Maggie Messick* claimant for citizenship  
in the Cherokee Nation, Indian Territory, as a Cherokee Indian by blood, before the Honorable "Dawes  
Commission," authorized under act of the Congress of the United States.

Personally appeared this day before me *H. A. Cox a Superior Court*  
*Clerk* within and for the *County* of *Gilmer* aforenamed, duly authorized  
to administer oaths *Andrew J. Fone* to me personally  
well known to be reputable and entitled to credit, and who being by me duly sworn, according to law,  
deposes and says: My name is *Andrew J. Fone* ; my age is *73*  
years: My post-office address is *Connersauga Ga*

I am a *Farmer* by occupation;  
I am a citizen of the *State of Ga. County of Gilmer*

And affiant declares in relation to the above-named case, as follows, to-wit:

*Maggie Messick is my daughter, presently*  
*ix years old. My mother and her grand*  
*mother's name was Rosa Eller before*  
*she married my father Culvin Foone*  
*Rosa Eller's mother was married twice*  
*her first husband's name was Moore*  
*and he died and then she married Eller.*  
*My mother was a daughter of*  
*Moore by her first*  
*husband - Moore. My grand mother*  
*Moore was 1/4 indian of the Cherokee tribe*  
*The indian blood comes on the maternal*  
*side. I well remember hearing my grand*  
*mother talk indian. A. J. Fone*  
*Sworn to and sub- } his*  
*scribed before me. } mark*  
*Aug. 26th 1896.*

*H. A. Cox*  
*Superior Court*  
*Gilmer Co. Ga.*



**End**

829

Nov 12 76

#

Hamilton, Ala 9/4/94  
Hon. Henry L. Davis  
Chairman of the Commission  
Vinita,  
Ind. Ter.

Dear Sir,  
I enclose original  
claim affidavit & original affida-  
vits of witnesses, copies of which  
have been sent to the Chief of the  
Lumber Nation

Yours truly,  
B. R. Gile,



Manor Co  
1896

No. 1374  
(Original)

J. J. McCarley

Application

Cherokee Nation

Filed Sept 7-1896

A. S. McKinnon  
Clerk

Refused

J. J. McCarley  
Cherokee Nation  
Sept 7-1896  
J. J.

The State of Ala. }  
Marion Co. } Personally  
appeared before me, B. R. Hite  
Notary P. B. in & for said  
County & State, J. J. McCarley  
Age 25 years, of Hamilton  
Ala. who being by me duly  
sworn say that he is a son  
of Sarah J. McCarley, whose  
maiden name was Sarah  
J. Winsett & she was a  
daughter of Polly Winsett,  
whose maiden name was  
Polly Wendrix and she  
was known to be one half  
(1/2) blood Cherokee Indian  
and was recognized as  
such. I have two broth-  
ers, Russell McCarley who  
has a wife & six children;  
& Sam McCarley, who has  
a wife & four children,  
and I have three sisters;  
Sarah E. Knight who has a <sup>husband</sup> &  
four children; Margaret E.  
Bishop who has a husband  
and two children; & Elvira

Bishop, we have never dream  
any land or money so Indian.  
It is my intention to come to  
the nation to live

A. J. Mc Carey  
I was subscribed to before  
me Sept. 4<sup>th</sup>, 1896  
B. R. Fite  
N. D. Ex. J. D.

No. 1374  
Great 829

J. J. McLean

Application  
7

Under the Nations

Filed Sept 7-1896  
A. S. McKinnon  
Comm

Refused

Mason Co  
Ala

**End**





130

Nation's No. 5082.  
Commission's No. ....  
In re Application of  
JIM GROVE, et al.

**Demurrer and Answer.**

FILED SEPT. 28 1896.

A. S. MCKENNEY

COM'Y

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of  
JIM GREEN, et al.

Nation's No 2002.

Commission's No.

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds in need says:

1st. That this Commission has no jurisdiction of the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant s are entitled to citizenship.

Respondent not waiving his objections to answer, but insisting upon the same for answer to said application, says that "I" ~~that~~ <sup>the</sup> ~~petitioner~~ <sup>petitioners</sup> ~~claim~~ <sup>claim</sup> to derive their right

to citizenship in the Cherokee Nation is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation, that neither he nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By RICHARDS, HASTINGS & BONDHOUT.

Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the

20

day of

Sept.

1896.

NOTARY PUBLIC.

Tyler, Texas, Sept. 5th, 1896.

Hon. Henry V. Bowen, Chairman of the Commissioners of Indian Affairs  
Vinita, Ind., Territory.

Dear Sir,

Enclosed herewith please find application of Jim Greer  
of Tyler, Texas, for Citizenship in the Indian Nation (Cheerokee  
tribe). I have forwarded a certified copy of the papers to the  
Hon. Sam Mays, Chief of the Cheerokee Nation Tahlequah, Ind. Ter.  
If there is anything more necessary in order to establish the  
claim if you will kindly notify me I shall do all that I can to  
furnish any further information.

Awaiting your acknowledgment of receipt of papers.

I await your reply.

*W. F. Boyett.*  
*Tyler, Texas.*



STATE OF TEXAS,  
APPLICATION FOR CITIZENSHIP OF THE CHEEROKEE NATION  
TO THE HON. J. M. L. JAMES, CHIEF MAGISTRATE OF INDIAN  
AFFAIRS, WINNIE, INDIAN TERRITORY.

Your petitioner; Jim Greer of Tyler, Smith County Texas, respect-  
fully submits to the favorable consideration of your Hon. body  
this his application for citizenship to the Cherokee nation  
Indian Territory in accordance with the laws and Constitution of  
said nation. He respectfully represents that he is one *Half*.  
Cheerokee Indian is a grandson of William Wright of Madison Geor.  
as evidenced by the affidavits of Jake Nolan, Jack Smith and  
Lucy Brooks of Tyler Texas, which is enclosed herewith.

Witness

W. H. Parker

for

mark

Subscribed and sworn to  
before me this Sept 5<sup>th</sup> 1846 at

for W. H. Parker

Amick Co. Tex.

By W. H. Parker

The State of La. The Before me, the  
County of Smith, undersigned authority,  
on this day personally appeared, Elbert Bagley,  
who, being sworn says: - he is personally  
acquainted with Jim Greer and has been for  
all his life, and knows him to be a half breed  
Cherokee Indian, who is the son grand son  
of Wm Wright, and the said Wm Wright and  
his wife were both full blood Cherokee Indians,  
and the said Jim Greer is the son of John  
Wright, the son of Wm Wright's wife  
thereby making the said Jim Greer a half breed  
Cherokee Indian. Deponent says that Wm  
Wright is dead, having, or was a year ago, in  
Georgia. The said Jim Greer still retains  
the name of his Master, for he was a slave  
before the war, and his name should be John Wright.  
The father of Jim Greer was ~~was~~ full blood  
Cherokee Indian, and the wife of said John Greer,  
the father of said Jim Greer, was full blood negro,  
making the said Jim Greer a half breed  
Cherokee Indian and the other half negro.  
The said Jim Greer, shows himself to be half  
Indian from his general looks and complexion.  
Deponent further states he is 66 years of  
age, and says he has no claim or title  
in the present claim of John Greer, to Citizenship in Cherokee Nation.

Witness

Wm Carter

his  
Elbert Bagley  
mark

Subscribed & sworn to before me, this  
5 day of Sept 1896. Jno A Salt Clerk & Co  
Smith Co. By Wm Carter ad h

No 1438

Deed to and heirs of deceased  
me this Sept 5, 1896  
to in March of 1896  
By West Charter Dep

Jim Green

Cherokee Nation  
Filed 7 Sept 1896,  
Wm Jacobson  
clerk

Respect

W. F. Bayett  
atty  
Tyler Tex



State of Texas : Before me, the undersigned  
County of Smith Jurisdiction, on this day, <sup>said Jacob Noland</sup>  
personally appeared, Jacob Smith, <sup>also</sup>  
being duly sworn, deposes and says:-  
That they personally acquainted with  
Wm Wright, and that said Wm Wright, is  
a full blood Indian of the Cherokee County  
Tenn, and that said Wm Wright is now  
living in Madison Ga, and is about 80  
years of age, and that Jim Greer, who has  
an application in the Cherokee Nation I.T.  
is the own Grandson of said Wm Wright  
and the mother of said Jim Greer, was  
a full blood Negro woman and the father  
of said Jim Greer was the son of said Wm  
Wright, and this said son of Wm Wright  
was named for, and was a full blood  
Cherokee Indian, his mother, and father  
both being full blood Cherokee Indian  
deponents state they know and have  
known Jim Greer, and know to the  
best of their knowledge and belief that  
Jim Greer is the own Grandson of said  
Wm Wright, Jim Greer still goes by the  
name of Greer, that being the name of his  
master before freedom. But the name of  
Greer, should have been Wright.  
deponents further state that they have  
no interest in the present case of  
this declaration of Jim Greer.

deponents further state that they are respect-  
ively, 39, 44, & 47 years of age, and that  
said Wm Wright was living a year ago,  
in Madison Ga.

Witness,  
W. H. Parker

<sup>his</sup> <sup>his</sup> <sup>his</sup>  
Jacob Noland  
Jacob Smith Lucy Brooks  
<sup>mark 71 years old</sup>



Sworn to and subscribed before  
me this Sept 5, 1896  
By 2. Smith of Texas  
By W. H. Parker of

No 1438

John Green

or

Charlotte Martin

Filed 7 Sept 1896,  
with procuring  
court

Rebecca

W. H. Green  
of Texas

**End**

831

---

No

PETITION OF

for and on behalf of

and heirs

.....  
Attorney for Petitioner.

---



# APPLICATION FOR ENROLLMENT.

TO THE HONORABLE HENRY C. LAWES FRANK C. ARMSTRONG, ARCHIBALD S. MCKENNON, THOS. R. CLAY, ISS. JO. ALEXANDER B. MONTGOMERY, United States Commissioners authorized by an act of Congress of June 4, 1896, to hear and determine claims for citizenship in the Cherokee Nation:

GENTLEMEN: *Lucinda Ray*  
*Her self, Brothers, Sisters,*  
 for and on behalf of  
 and heirs, this day makes this their application to you for the purpose of being placed on the revised roll of Cherokee Indians and of being entitled to share in the distribution of funds and allotments of said Cherokee Nation, according to their Cherokee blood and therewith submit the

*Testimony in the case of S. R. Jamison, and affidavits of F. D. Perry, J. W. Kearley, R. L. Barney, S. W. Ray, and Sidney R. Jamison.*

In support of said application, respectfully stated the facts which *Her* application shall be based on, to-wit:

*Respectfully Submitted,*  
*Lucinda Ray,*

In witness whereof, the facts of said relationship are set forth as follows:

		RELATIONSHIP
1st	<i>Lucinda Ray</i>	<i>53 Wife of Andrew J. Ray (deceased), who was a son of Mary Ray and grand son of Wm. S. Taylor.</i>
2nd	<i>Frankie L. " (son)</i>	<i>27</i>
3rd	<i>John B. " "</i>	<i>25</i>
4th	<i>Jack B. " "</i>	<i>19</i>
5th	<i>Katie J. " (deau)</i>	<i>17</i>
6th	<i>Charlotte B. " "</i>	<i>12</i>
6th	<i>Rebecca L. Barney</i>	<i>56 Daughter of Mary Ray grand daughter Wm. S. Taylor.</i>
7th	<i>Charlotte Gentry</i>	<i>54 Daughter of Mary Ray and grand daughter of Wm. S. Taylor.</i>
	<i>Lillie B. King</i>	<i>28</i>
	<i>John B. Gentry</i>	<i>1</i>
	<i>John B. Gentry</i>	<i>26</i>
	<i>John B. Gentry</i>	<i>23</i>
	<i>John B. Gentry</i>	<i>20</i>
	<i>John B. Gentry</i>	<i>18</i>
	<i>Charles B. Gentry</i>	<i>14</i>
8th	<i>Solomon T. Ray</i>	<i>48 Son of Mary Ray and grand son of Wm. S. Taylor.</i>
	<i>Bonnie L. " "</i>	<i>20</i>
	<i>Willie B. " "</i>	<i>17</i>
	<i>Charles M. " "</i>	<i>14</i>
	<i>Quincy L. " "</i>	<i>8</i>
	<i>Sarah Annah Taylor</i>	<i>22</i>
	<i>(one child)</i>	
9th	<i>Geo. W. Ray</i>	<i>44 Son of Mary Ray and grand son Wm. S. Taylor.</i>
	<i>3 children</i>	
10th	<i>Jane King</i>	<i>50 Daughter of Mary Ray and grand daughter of Wm. S. Taylor.</i>
	<i>Luther " "</i>	<i>21</i>
	<i>Lomnie " "</i>	<i>18</i>
	<i>Lillie " "</i>	<i>15</i>
	<i>Lula " "</i>	<i>13</i>
	<i>Josie " "</i>	<i>11</i>
	<i>John " "</i>	<i>9</i>

**FRAME 1**

In witness of which I hereunto set my hand on this *10th* day *Sept*, 1890

*Lucinda Ray*

6th	Rebecca L. Ray	56	Daughter of Mary Ray grand daughter Wm. S. Taylor.
7th	Charles L. Ray	54	Daughter of Mary Ray
	William L. Ray	22	and grand daughter
	John L. Ray	1	of Wm. S. Taylor.
	James L. Ray	26	
	John L. Ray	25	
	John L. Ray	27	
	William L. Ray	18	
	Charles L. Ray	14	
8th	William L. Ray	48	Son of Mary Ray and
	George L. Ray	20	grand son of Wm.
	William L. Ray	17	S. Taylor.
	Charles L. Ray	14	
	William L. Ray	8	
	John L. Ray	22	
	(one child)		
9th	John L. Ray	44	Son of Mary Ray
	Charles L. Ray		and grand son Wm. S. Taylor
10th	John L. Ray	50	Daughter of Mary Ray
	William L. Ray	21	and grand daughter
	John L. Ray	16	of Wm. S. Taylor
	William L. Ray	13	
	John L. Ray	3	
	George L. Ray	11	
	Lee L. Ray	9	

In witness of which I hereunto set my hand on this 4th day Sept. 1896  
 Lucinda Ray

FRAME 2

No

PETITION OF

for and on behalf of

and heirs

Attorney for Petitioner.

*Amended*

I hereby certify that the  
within & before is a true  
copy of the original  
of the  
N. H. B. B. B.



To the Honorable Henry L. Dawes and others Composing the Commission to the Five Civilized Tribes:

YOUR Petitioner

*Lucinda Ray*

would state and show from the proof submitted to the Commission that, he is, a Cherokee by decent and by blood having been born in *Washington* County, State of *Mississippi* on *18* day of *December*, 1848. My fathers name was *L J Gentry*

My mothers name was *Elizabeth Gentry*

That I now reside in *Wise County Texas*

and have resided there for *19* years. And She avers these facts can be established by proof to the satisfaction of the Commission under such rules and regulations as it may prescribe. And She further avers that these facts being proved She is entitled to be adjudged under the laws of such Nation and the laws of the Congress of the United States and the treaties of such Nation with the United States, a citizen of such Nation, with all the rights, privileges and protection of Citizenship in such Nation. Wherefore She herewith respectfully submit to the consideration of the Honorable Commission such proof and on the hearing She be adjudged entitled to such citizenship and her name be placed upon the proper roll as a citizen of such Nation.

Signature

*Lucinda Ray*



State of  
County of

*Texas*  
*Wise*

SS

NOW on this *29<sup>th</sup>* day of *August* 1896  
personally appeared before me *P W Sumner*

a Notary Public for said county and state

*Lucinda Ray*

who being

duly sworn upon his oath states that the facts set forth in the foregoing petition are correct and true. Subscribed and sworn to before me this *29<sup>th</sup>* day of *August* 1896.

*P W Sumner*

Notary Public.

*Wise County Texas*



State of Texas  
County of Wise

Before me the  
undersigned authority personally  
appeared J. S. Perry who being  
by me duly sworn says  
I knew John Ray and his  
wife Mary Ray both now  
deceased. I also knew  
Andrew Jackson Ray the son  
of the said John and Mary Ray  
who was a brother of Sidney  
Riden Jannison.

The said Andrew Jackson Ray  
is now deceased. He the said  
Andrew Jackson Ray was  
married to Lucinda Gentry  
and they the said Andrew  
Jackson and Lucinda Ray  
raised five children  
and the said Lucinda Ray  
and their five children now  
live at Bridgeport Wise  
County Texas J. S. Perry

Sworn and Subscribed  
to before me this Aug the 6<sup>th</sup>  
1896

P. W. J. J. J.  
Notary Public, Wise County Texas

State of Texas }  
County of Wise }

J P W Tunney  
Notary Public in and for Wise  
County Texas Certify That I am  
well acquainted with the  
above witness J S Perry  
and know him to be a  
Credible witness Given  
under my hand and Seal of  
office This Aug 6<sup>th</sup> 1896

J P W Tunney Notary  
Public Wise County Texas

State of Texas }  
County of Wise }

Before me the undersigned  
authority personally appeared  
J H Cearley who being by me  
duly sworn says I know  
John Ray and his wife Mary Ray  
both now deceased. I also know  
Andrew Jackson Ray the son of  
the said John & Mary Ray who  
was a brother to Sidney Reuben  
Jamison the said Andrew Jackson  
Ray is now deceased. He the said  
Andrew Jackson Ray was married  
to Lucinda Fenty and by the said  
Andrew Jackson Ray and wife  
Lucinda Ray raised five children  
and the said Lucinda Ray widow  
of the said Andrew Jackson Ray  
and their five children now  
live at Bridgeport in Wise  
County Texas J H Cearley

Witness my hand and subscribed to  
before me this Aug the 5<sup>th</sup> 1896  
J H Cearley  
Notary Public for said County

My dear  
Family

I have received your letter of the 10th inst. and am  
glad to hear that you are well. I am  
very much interested in the  
proceedings of the  
Court and hope to be able to  
attend the trial of the  
case in July 1876.  
I am, dear family,  
your affectionate father



State of Texas  
County of Wise

Before me the undersigned  
authority personally appeared J. W. Cleary  
who being by me duly sworn says  
I know John Ray and his wife Mary Ray  
both now deceased and I know  
Rebecca Catharine Curney wife of  
William B. Curney who is a daughter  
of the above named John and Mary Ray  
and a sister to Sidney Reden  
Jamison the said Rebecca Catharine  
Curney now lives in Bridgeport  
Wise County Texas

J. W. Cleary

Sworn and Subscribed before me  
this August the 5 1896

P. W. Sumnells

Notary Public in and for Texas

State of Texas

County of Wise I P. W. Sumnells Notary Public in and  
for Texas do hereby certify that I am  
personally acquainted with the Rev. J. W.  
Cleary ~~and~~ the above witness  
and know him to be a credible witness  
July the 5 1896

P. W. Sumnells

Notary Public in and for Texas

State of Texas  
County of Wise

I, the undersigned  
notary, personally appeared J. S. Perry  
and being sworn depose that he  
knows him Ray since his wife Mary Ray  
and his children and also knows  
Rebecca Catherine Carny wife of  
William Carny who is a daughter  
of Rebecca Carny and Mary  
Ray and a sister to Sidney Nelson  
Jannet and Rebecca Catherine  
Carny now lives in bridgeport  
Texas.

J. S. Perry

Sworn and Subscribed to before  
me this August the 6<sup>th</sup> 1896

P. W. Sumner

Notary Public Wise County Texas

State of Texas  
County of Wise } P. W. Sumner Notary  
Public in and for Wise County Texas  
Certify that I am well acquainted  
with J. S. Perry and know him to  
be a reliable witness

P. W. Sumner Notary

Public Wise County Texas

I hereby certify the within  
2 pages is a true copy of  
the original

W. W. Watkins  
Not Public

I hereby certify the within  
pages is a true copy of  
the original  
W. W. Taylor  
Notary Public

State of Texas  
County of Wise

Before me the  
undersigned authority personally  
appeared R. C. Carney who  
being by me duly sworn says  
I knew John Ray and his  
wife Mary Ray both now deceased  
and I know that they raised a  
daughter named Charlotte  
who is a sister to Sidney Redden  
Jamison and that the said  
Charlotte Ray married Sam  
Gentry and now lives near  
Decatur in Wise County Texas  
This August the 15<sup>th</sup> 1896  
R. C. Carney  
Notary

Sworn and Subscribed to  
Before me This August the 15<sup>th</sup>  
1896 P. R. Turner Notary  
Public Wise County Texas



State of Texas  
County of Wise

Before me the undersigned authority personally appeared J W Ray who being by me duly sworn says I know John Ray and his wife Mary Ray both deceased and I know that they the said John & Mary Ray raised a daughter named Charlotte who is a sister to Sidney Reuben Jamison and I know that the said Charlotte Ray married Sam Gentry and now lives near Decatur in Wise County Texas this August the 15<sup>th</sup> 1896  
J W Ray  
notary

Sworn and Subscribed to  
Before me this August the  
15<sup>th</sup> 1896

P W Immell Notary  
Public Wise County Texas

I hereby certify that the  
within & enclosed is a true  
copy of the original  
W. Math  
Notary Public

To the Honorable Henry L. Dawes and others Composing the Commission to the Five Civilized Tribes:

YOUR Petitioner

*G. W. Ray*  
would state and show from the proof submitted to the Commission that he is a Cherokee by decent and by blood having been born in *Lawrence Co* County, State of *Mississippi* on *17<sup>th</sup>* day of *July* 18*74*. My fathers name was *John Ray*

My mothers name was *Mary Ray*  
That I now reside in *Decatur Miss Co Texas*

and have resided there for *26* years. And he avers these facts can be established by proof to the satisfaction of the Commission under such rules and regulations as it may prescribe. And he further avers that these facts being proved he is entitled to be adjudged under the laws of such Nation and the laws of the Congress of the United States and the treaties of such Nation with the United States, a citizen of such Nation, with all the rights, privileges and protection of Citizenship in such Nation. Wherefore he herewith respectfully submit to the consideration of the Honorable Commission such proof and on the hearing he be adjudged entitled to such citizenship and his name be placed upon the proper roll as a citizen of such Nation.

Signature

*G. W. Ray*

*Henry L. Dawes*



State of *Indian Territory*  
County of *Central* *Devised* SS

NOW on this *7<sup>th</sup>* day of *Sept* 1896  
personally appeared before me *J. J. Hancock*

*G. W. Ray* Notary Public for said county and state  
who being

duly sworn upon his oath states that the facts set forth in the foregoing petition are correct and true. Subscribed and sworn to before me this *7<sup>th</sup>* day of *Sept* 1896

*J. J. Hancock*  
Notary Public.

State of Texas  
County of Wise

Before me the  
undersigned authority personally  
appeared H. C. Carnig who being  
duly sworn says I know  
John Ray and his wife Mary Ray  
both now deceased and I  
know that they the said John  
and Mary Ray raised a son  
named George Washington Ray  
who is a brother to William  
Hudson Jamison and the  
said George Washington Ray  
now lives near Locust in  
Wise County Texas

This August the 11<sup>th</sup> 1891

H. C. Carnig  
Notary

Sworn and Subscribed to  
Before me This August the 11<sup>th</sup>  
91  
P. W. Jamison Notary  
Public Wise County Texas



Lucinda C. [unclear]  
[unclear]  
[unclear]

1894

Truly yours  
Wm Lloyd Garrison

State of Texas /  
County of Wind

Before me the  
undersigned authority  
personally appeared A. R. Jamison  
who being duly sworn by  
me says I know John Ray  
and his wife Mary Ray both  
now deceased and I know  
that they the said John & Mary  
Ray raised a son named  
George Washington Ray who  
is a brother to Washington  
Jamison. The said George  
Washington Ray now lives  
near Macatur in Wind County  
Texas. This August the 15<sup>th</sup> 1896  
A. R. Jamison

Sworn and Subscribed to  
Before me This August the 15<sup>th</sup>  
1896 J. W. Sumner Notary  
Public Wind County Texas

Decided a very  
thorough  
investigation

I hereby certify the above  
is a true copy of the original  
written by the  
Notary Public

2. 11 32 - 2

of the same name, and the signature of William S. Taylor, Vice President of the same, is also on the "check book".

The following is a letter to the Honorable Indians of  
1891, 1892, 1893, 1894, 1895, 1896, 1897, 1898, 1899, 1900, 1901, 1902, 1903, 1904, 1905, 1906, 1907, 1908, 1909, 1910, 1911, 1912, 1913, 1914, 1915, 1916, 1917, 1918, 1919, 1920, 1921, 1922, 1923, 1924, 1925, 1926, 1927, 1928, 1929, 1930, 1931, 1932, 1933, 1934, 1935, 1936, 1937, 1938, 1939, 1940, 1941, 1942, 1943, 1944, 1945, 1946, 1947, 1948, 1949, 1950, 1951, 1952, 1953, 1954, 1955, 1956, 1957, 1958, 1959, 1960, 1961, 1962, 1963, 1964, 1965, 1966, 1967, 1968, 1969, 1970, 1971, 1972, 1973, 1974, 1975, 1976, 1977, 1978, 1979, 1980, 1981, 1982, 1983, 1984, 1985, 1986, 1987, 1988, 1989, 1990, 1991, 1992, 1993, 1994, 1995, 1996, 1997, 1998, 1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023, 2024, 2025, 2026, 2027, 2028, 2029, 2030, 2031, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2039, 2040, 2041, 2042, 2043, 2044, 2045, 2046, 2047, 2048, 2049, 2050, 2051, 2052, 2053, 2054, 2055, 2056, 2057, 2058, 2059, 2060, 2061, 2062, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070, 2071, 2072, 2073, 2074, 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2085, 2086, 2087, 2088, 2089, 2090, 2091, 2092, 2093, 2094, 2095, 2096, 2097, 2098, 2099, 2100, 2101, 2102, 2103, 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2115, 2116, 2117, 2118, 2119, 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129, 2130, 2131, 2132, 2133, 2134, 2135, 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157, 2158, 2159, 2160, 2161, 2162, 2163, 2164, 2165, 2166, 2167, 2168, 2169, 2170, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2179, 2180, 2181, 2182, 2183, 2184, 2185, 2186, 2187, 2188, 2189, 2190, 2191, 2192, 2193, 2194, 2195, 2196, 2197, 2198, 2199, 2200, 2201, 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2218, 2219, 2220, 2221, 2222, 2223, 2224, 2225, 2226, 2227, 2228, 2229, 2230, 2231, 2232, 2233, 2234, 2235, 2236, 2237, 2238, 2239, 2240, 2241, 2242, 2243, 2244, 2245, 2246, 2247, 2248, 2249, 2250, 2251, 2252, 2253, 2254, 2255, 2256, 2257, 2258, 2259, 2260, 2261, 2262, 2263, 2264, 2265, 2266, 2267, 2268, 2269, 2270, 2271, 2272, 2273, 2274, 2275, 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289, 2290, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304, 2305, 2306, 2307, 2308, 2309, 2310, 2311, 2312, 2313, 2314, 2315, 2316, 2317, 2318, 2319, 2320, 2321, 2322, 2323, 2324, 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2348, 2349, 2350, 2351, 2352, 2353, 2354, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2362, 2363, 2364, 2365, 2366, 2367, 2368, 2369, 2370, 2371, 2372, 2373, 2374, 2375, 2376, 2377, 2378, 2379, 2380, 2381, 2382, 2383, 2384, 2385, 2386, 2387, 2388, 2389, 2390, 2391, 2392, 2393, 2394, 2395, 2396, 2397, 2398, 2399, 2400, 2401, 2402, 2403, 2404, 2405, 2406, 2407, 2408, 2409, 2410, 2411, 2412, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, 2421, 2422, 2423, 2424, 2425, 2426, 2427, 2428, 2429, 2430, 2431, 2432, 2433, 2434, 2435, 2436, 2437, 2438, 2439, 2440, 2441, 2442, 2443, 2444, 2445, 2446, 2447, 2448, 2449, 2450, 2451, 2452, 2453, 2454, 2455, 2456, 2457, 2458, 2459, 2460, 2461, 2462, 2463, 2464, 2465, 2466, 2467, 2468, 2469, 2470, 2471, 2472, 2473, 2474, 2475, 2476, 2477, 2478, 2479, 2480, 2481, 2482, 2483, 2484, 2485, 2486, 2487, 2488, 2489, 2490, 2491, 2492, 2493, 2494, 2495, 2496, 2497, 2498, 2499, 2500, 2501, 2502, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2514, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, 2527, 2528, 2529, 2530, 2531, 2532, 2533, 2534, 2535, 2536, 2537, 2538, 2539, 2540, 2541, 2542, 2543, 2544, 2545, 2546, 2547, 2548, 2549, 2550, 2551, 2552, 2553, 2554, 2555, 2556, 2557, 2558, 2559, 2560, 2561, 2562, 2563, 2564, 2565, 2566, 2567, 2568, 2569, 2570, 25

[illegible]

Therefore we have the honor to respectfully ask your honor-  
able attention to mark the letter before mentioned applicants a  
"Naturalized Citizens" bearing in mind that they be enrolled as citizens  
of the United States with all the rights, privileges and immunities  
of our American Citizens.

... ..

POOR ORIGINAL -  
BEST AVAILABLE COPY



### In re Application of

Saranda Rayalab-

Demurrer and Answer.

---

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of  
*Lucinda Taylor*

Nation's No. *2603*

Commission's No. ....

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant *S. Taylor* is entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said application, says that

through whom the petitioner *S. Taylor* claim to derive *her* right to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither *he* nor any of *his* ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *W. H. Haskins, Haskins, & Bondrich*, Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true to the best of his knowledge and belief.

Subscribed and sworn to before me this, the *3d* day of *Sept*, 1896.

*J. L. Adair*  
*J. L. Adair*

NOTARY PUBLIC.

**End**

832



Citizenship Document Receipt.

EXECUTIVE DEPARTMENT,  
CHEROKEE NATION.

TAHLEQUAH, INDIAN TERRITORY.

Aug 28<sup>th</sup> 1896

Received from

Hon. D. W. Bushyhead (City)

copies of

the following documents, to-wit:

Sworn application & statement of Nancy C. Phillips  
with first affidavit of Silas C. Shessee, Samuel  
Hinkman and Robert H. D. Seal,

Sworn to before N. S. McGadden, City, all  
Izuka Kamae

as true and correct copies of the originals, and constituting all of the testimony submitted to the Dawes

Commission in support of the claim of

Nancy C. Phillips

for Cherokee citizenship.

By

J. J. Boudinot

EXECUTIVE SECRETARY, CHEROKEE NATION, INDIAN TERRITORY.

Atty for Cherokee Nation,

**Commission to the Five Civilized Tribes,**

VINITA, IND. TER.,

1896.

See that you swear to your Petition.

Evidence of service of copies on the Chief or Governor may be secured as follows: If convenient get his receipt to file with your papers. If you cannot do this, register to him, and when the registry receipt is returned to you, signed by him, have some disinterested person to make affidavit in form about as follows:

I, Philip Sprague, do solemnly swear that on the 27 day of August, 1896, I saw a package registered at the postoffice at Topeka Kansas, addressed to Gov. Bushyhead, Governor or Chief of the Delaware Nation, Ind. Ter., that registry receipt No. 707, hereto attached, is a receipt for said package, which contained true copies of the application of Nancy E. Phillips, and of the affidavits of S. E. Sheldon, Basil and John in support of same.

Subscribed and sworn to before me, on this 5 day of September, 1896.

Attach receipt to this affidavit and send with papers to the Commission at Vinita, Indian Territory.

For the Commission.

Report

Personall, appeared before me one Nancy E. Phillips, who upon oath says that she is a Cherokee Indian woman and is entitled to citizenship in the Cherokee Nation, that she lived in the Cherokee Nation; that her mothers maiden name was Stowalland her present name is Lipscomb , and she is a Cherokee woman. That she (Nancy E. Phillips) was separated from her mother when only ten years old and sold to a woman by the name of Caroline King, whose maiden name was Johnson, her husband Fountain King, owned a farm and a grist mill on Indian Creek, Cherokee Nation, They had three children- the boys name was Joseph, and the said Nancy E. Phillips, avers that she is unable to furnish direct evidence of her right to lands under acts of Congress, but that she is entitled to have her name placed on the allotment roll the same as if she were personally present. That she now, resides, and has for the last twenty-five years resided in the city of Topeka, Kansas, and makes this claim to the Commissioners, Henry L. Dawes, Chairman, That she the said, Nancy E. Phillips, believes fully that her claim is just and ought to be allowed.

Nancy E. Phillips <sup>her</sup>  
<sub>mark</sub>

Subscribed and sworn to before me this 2<sup>nd</sup> day of August, 1896,  
at Topeka, Kansas.

J. H. A. Jackson

City Clerk.

Personally appeared before me this 2<sup>nd</sup> day of August, 1896, Silas E. Sheldon, Samuel Hindman and Robert H. C. Searle, residents of Topeka, Kansas who having been duly sworn, do say. That they have been acquainted with Nancy E. Phillips, the person who subscribed to the foregoing affidavit, for a period of more than twenty years, that they have each read the affidavit referred to, and believe the statements therein are true, that



the said Nancy E. Phillips is entitled to the credit and consideration,  
and should be relied upon in their judgment as being truthful and correct

Silas E. Sheldon  
Samuel Hickman  
Wm. Seale

Subscribed and sworn to before me this 24 day of August, 1896, at  
Toneka, Kansas.



Wm. E. Seale

City Clerk.

Nation's No. 378

Commission's No.

In re Application of

Nancy E. Phillips

Frank L. Mann

Demurrer and Answer.

FILED SEPT. 9 1896.

A. S. McKENNON

FOR 'R'

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of

*Nancy C. Phillips*

Nation's No. *378*

Commission's No.

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said application, says that

through whom the petitioner claims to derive right to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory.

*the applicant failed to comply with the provisions of the treaty of 1866 relative to the return and residence of freedmen in the Nation -*

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *Antwain Hastings Bondenok* Attorneys

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the *20* day of *Sept*, 1896.

*S. B. Bice*

NOTARY PUBLIC.

**End**





# AFFIDAVIT.

State of Kansas  
McGonigley County

BE IT REMEMBERED, That on this 7<sup>th</sup> day of August 1896  
 personally appeared before me Abraham Stark, who is a reliable and creditable citizen  
 of Coover's Bowwow.

District, Cherokee Nation, Indian Territory, and after being by me duly  
 sworn, according to law, depose and says that he is a resident of Coover's Bowwow District, Cher-  
 okee Nation, Indian Territory, that his age is 72 years and his occupation that of a

Farmer that he was well and personally acquainted with Nancy Wright  
~~in the Cherokee Nation, in the Old Cherokee Nation, State of~~ Cherokee

and that the said Nancy Wright was a Cherokee Indian by blood, about one half  
Cherokee by blood. Affiant makes this, his sworn statement, from his own per-  
 sonal knowledge and acquaintance with the aforesaid Nancy Wright family of Frank

Wright of Kentucky, and affiant further states that he is not directly or indirectly interested  
 in the prosecution of the heirs of said Nancy Wright, deceased, for Citizenship in  
 the Cherokee Nation, Indian Territory.

SWORN AND SUBSCRIBED TO BEFORE ME Abraham Stark  
notary for said County & State  
 L.S. My Commission expires March 23rd 1901

# AFFIDAVIT.

*Territory of Oklahoma*  
*Osage Reservation* }

BE IT REMEMBERED, That on this *12* day of *August* 189*6*

Personally appeared before me, *Angeline Tucker* who is a reliable and creditable citizen of the ~~county of~~ *Osage Reservation Territory of Oklahoma* and

after being duly sworn according to law, depose and says: That *she* is a resident of the ~~County of Osage~~ *Osage Reservation Territory of Oklahoma*; that *her* age is *70* years; occupation that of *Farming* that Postoffice is *Hintok, I.T.*; that *she* is personally and well acquainted with *F. M. Clinton* who is a *son* of *Nancy Wright* of *Cherokee Nation* and Grand of of and, Great Grand of of at or near

Affiant makes this *her* sworn statement from *her* own personal knowledge and acquaintance with the family. *2d* *Subj* *ex* *witness* *Angeline Tucker*

Subscribed and sworn to before me, a *United States Commissioner* this *12* day of *August* 189*6*

*J. J. Gahy,*  
*U.S. Commissioner*

*Trinity J. Oklahomae*  
*Asag. Reservation*  
*John S. Leachy*

**AFFIDAVIT.**

BE IT REMEMBERED, That on this 12 day of August 1896  
personally appeared before me Red Eagle who is a reliable and creditable citizen  
of Osage reservation Oklahoma District, Cherokee Nation Indian Territory, and after being by me duly  
sworn, according to law, depose and says that he is a resident of Osage reservation District, Cher-  
okee Nation Indian Territory, that his age is 70 years and his occupation that of a  
farmer that he was well and personally acquainted with Nancy Wright  
in the Cherokee Nation, State of Georgia  
and that the said Nancy Wright was a Cherokee Indian by blood, about one half  
Cherokee by blood. Affiant makes this his sworn statement, from his own per-  
sonal knowledge and acquaintance with the aforesaid Nancy Wright family of  
Georgia, and affiant further states that he is not directly or indirectly interested  
in the prosecution of the heirs of said Nancy Wright, deceased, for Citizenship in  
the Cherokee Nation, Indian Territory

SWORN AND SUBSCRIBED TO BEFORE ME Red Eagle his  
missioner in and for the Territory of Oklahoma  
this 12th day of August 1896  
W. J. Leachy witness J. S. Leachy  
US Commissioner



No 714

*Handwritten musical notation on a single staff, featuring various notes, rests, and clefs. The notation is dense and appears to be a single melodic line. The handwriting is in cursive, and the ink is dark. The staff is ruled with a single line. The notation includes many eighth and sixteenth notes, as well as rests and clefs. The overall style is that of a handwritten musical score from the 18th or 19th century.*

Territory of Oklahoma }  
Osage Reservation } ss.

Be it remembered that on this  
12<sup>th</sup> day of August 1896 personally  
appeared before me Angelina Tucker  
who is a reliable and creditable citi-  
zen of the Osage reservation, Territory  
of Oklahoma, and after being by me  
first duly sworn according to law  
deposed and says, that she is a  
resident of the Osage reservation,  
Oklahoma Territory, that she is 70  
years of age, occupation, farming;  
that she was well and personally  
acquainted with Nancy Wright  
in the Cherokee Nation, that said  
Nancy Wright was a Cherokee In-  
dian by blood.

Affiant makes this her sworn  
statement from her own person-  
al knowledge and acquaintance  
with the aforesaid Nancy Wright.  
Affiant further states that she is  
not directly or indirectly interested  
in the prosecution of the heirs of said  
Nancy Wright, deceased, for citizen-  
ship in the Cherokee Nation, Indian Territory.

Shs Leahy Jr. within

Angelina Tucker  
Subscribed and sworn to before me, a United  
States Commissioner, this 12<sup>th</sup> day of August 1896  
J. P. Deady, U.S. Commissioner

Citizenship Document Receipt.

EXECUTIVE DEPARTMENT,  
CHEROKEE NATION.

Tahlequah, Indian Territory,

August 28 1896

Received from

W. H. Watkins, Attorney at Law,

copies of

the following documents, to-wit:

Application of F. M. DeFor, Affidavit of  
Angelina Tucker, Abraham Hall, Red Eagle,  
Angelina Tucker.

certified to by

Frank L. Sharp N. P.

as true and correct copies of the originals, and constituting all of the testimony submitted to the Dawes  
Commission in support of the claim of

F. M. DeFor

for Cherokee citizenship.

By

F. J. Bannister

EXECUTIVE SECRETARY, CHEROKEE NATION, INDIAN TERRITORY.

Atty for Cherokee Nation.

No. \_\_\_\_\_

PETITION OF

For and on behalf of

and heirs.

Attorney for Petitioner



## APPLICATION FOR ENROLLMENT...

To the Honorable HENRY L. DAWES, FRANK C. ARMSTRONG, ARCHIBALD S. McKENNON, THOMAS B. CABANISS and ALEXANDER B. MONTGOMRY, United States Commissioners authorized by an act of Congress of June 4, 1896, to hear and determine Claims for Citizenship in the Cherokee Nation:

GENTLEMEN: The undersigned, your petitioner, *Presume his claims*  
for and on behalf of *himself and heirs*  
and heirs, this day makes this their application to you for the purpose of being placed on the revised roll of Cherokee Indians and of those entitled to share in the distribution of funds and allotments of land in Cherokee nation, by virtue of their Cherokee blood, and I herewith submit the *following affidavits in support of my claim*  
*show also complied with your requirements*  
*and have in the affidavits made sworn to by me*  
*and a son of Francis W. DeFoe who is a*  
*Cherokee Indian woman and their*  
*affidavits & hereunto attach*  
in support of said claim, and respectfully await the time when *my* application shall be heard and tried.

Respectfully Submitted,

*F. M. DeFoe*

Enrollment of family, with relationship attached, as follows:

NAMES.	AGE.	RELATIONSHIP.
<i>F. M. DeFoe</i>	<i>65</i>	<i>Maternal was from the right family</i>
<i>Mrs. Jane Washburn</i>	<i>35</i>	<i>Daughter of F. M. DeFoe</i>
<i>Larkin Atkins</i>	<i>23</i>	<i>Daughter of F. M. DeFoe</i>
<i>Malissa DeFoe</i>	<i>20</i>	<i>Daughter of F. M. DeFoe</i>
<i>Harriet DeFoe</i>	<i>13</i>	<i>Daughter of F. M. DeFoe</i>
<i>Francis Martin DeFoe</i>	<i>11</i>	<i>Son of F. M. DeFoe</i>
<i>Abbie Weckel</i>	<i>14</i>	<i>Grand daughter</i>
<i>Martha Weckel</i>	<i>9</i>	<i>Grand daughter</i>
<i>Eloise Washburn</i>	<i>2</i>	<i>Grand child</i>
<i>Edwin Atkins</i>	<i>4</i>	<i>Grand child</i>
<i>Charles Atkins</i>	<i>2</i>	<i>Grand child</i>

In witness of which I hereunto set my hand on this *24* day of *Aug.* 1896.

*F. M. DeFoe*

**End**

834

Application of  
Abc Wadde for

Cherokee Indian  
Citizenship

Pollan & Greenally  
Lawson D.T.



Department of the Interior  
Commission to the five Civilized tribes of Indians

Before Henry L. Dawes, Frank C. Armstrong  
A. S. McKennon, T. B. Cabbiness and  
A. B. Montgomery, United States Com=  
missioners sitting as a committee to  
pass upon the rights of Applicants  
to Indian Citizenship

Abe Waddel } Application for  
Applicant } Cherokee Citizenship  
Ex Parte

The Applicant Abe Waddel, residing at  
Slatonville, Sebastian Co. Ark, for the  
grounds of his application for citizenship  
in the Cherokee Nation as a member of the  
Cherokee tribe of Indians, states that he  
is a son of Martin Waddel deceased and  
Delila Waddel, nee Delila Davis deceased,  
that said Delila Waddel nee Delila Davis  
was the daughter of William Davis, died  
and Rhoda Davis, whose maiden name was,  
Rhoda Blackburn, now deceased, that said  
Rhoda Davis nee Rhoda Blackburn, was  
the daughter of Blackburn  
also now deceased, and that said  
Blackburn was a full blood Cherokee  
Indian; that is to say that the Appli=  
cant Abe Waddel is a great grand  
son of Blackburn and

is a Cherokee Indian by blood  
and is entitled to be enrolled as a  
member of the Cherokee tribe of  
Indians and proup that his name  
together with the names of his minor  
children namely Julius A. Waddell  
aged 18 years Delila Waddell aged 16 years  
Younger D. Waddell aged 12 years  
Maggie Rosetta Waddell aged 8 years  
Benj. H. Waddell aged 6 years -  
Jerse Cheatham aged 13 years -  
be placed upon the Cherokee rolls  
as members of the tribe of Cherokee  
Indians

<sup>Winters</sup>  
E. C. Enuchs

Abel<sup>his</sup> Waddell  
<sup>Mark</sup>

Sworn to and subscribed before me  
this the 25<sup>th</sup> day of Augt 1896 -

Wm E Green  
Notary Public

Sworn to and subscribed before me this day by the above-named affiant S, and I certify that I read  
said affidavit to said affiant S, and acquainted ~~the~~ with its contents before ~~he~~ executed the same.  
I further certify that I am in nowise interested in said case, nor am I concerned in its prosecution; and  
that ~~and that~~ ~~and~~ ~~that~~ ~~the~~ ~~affiant~~ ~~is~~ ~~an~~ ~~credible~~ ~~person~~ ~~and~~ ~~so~~ ~~reputed~~ ~~in~~  
the community in which ~~they~~ reside.

Witness my hand and official seal this 2 day of Sept 1896.

Sign here A. O. [Signature]  
Notary Public  
Commission expires Jan. 19 1899

ADD SEAL HERE.



Department of the Interior  
Commission to the Five Civilized Tribes of Indians  
In the matter of <sup>the claim of</sup> Geo: W. Davis Applicant for  
membership in the Cherokee tribe of Indians

Personall appeared before me  
James Killingsworth Sarah E. Naught and  
Mary Satisfield

Respectively,  
When on their oaths state that <sup>they are</sup> 61 54 & 72 years old  
each answering for himself or herself and not for the others  
and that they are personally acquainted with  
Geo: W. Davis applicant in this case and  
has known him for about 43 years, that  
knows of their own personal knowledge  
that applicant Geo: W. Davis is the son  
of Nicolas B. Davis now deceased and that  
said Nicolas B. Davis was the son of  
William Davis deceased and Rhoda Davis  
whose maiden name was Rhoda Blackburn  
now deceased that said Rhoda Davis, nee  
Rhoda Blackburn was the daughter of  
Blackburn also now deceased,  
and that said Blackburn was  
a full blood Cherokee Indian and a reg-  
ular member of the Cherokee tribe of  
Indians; that is to say that the applicant  
Geo: W. Davis is the great grandson of  
Blackburn and is a Cherokee  
Indian by blood

Witness: J. E. Naught James Killingsworth  
J. J. Gilstrap R. R. Naught Sarah E. Naught  
J. B. Gilstrap Mary Satisfield



..... further declare that ..... no interest in said case, and ..... not con-  
cerned in its prosecution.

1 .....

2 .....

Signature of Affiant.

NOTE.—In the execution of papers and evidence, whenever a person or witness signs by mark, (t.) two persons who  
can write must attest the signature by signing their names opposite.  
The official before whom papers are executed is not a competent witness to a mark.

Cameron Indian Territory August 29<sup>th</sup> 1896  
In the Matter of the claim of Abe Waddel  
Applicant for membership in the Cherokee  
tribe of Indians -

Personally appeared before me W. E. Green,  
a Notary Public at Cameron Choctaw Nation  
Indian Territory W. O. Peters who on  
his oath states that he is sixty six years  
old and that he is personally acquainted  
with Abe Waddel the Applicant in this case  
and has known him for about four years  
and that he knows his own personal knowledge  
that the Applicant Abe Waddel is the son  
of Martin Waddel deceased and Delila Waddel  
nee Delila Davis deceased and that said  
Delila Waddel nee Delila Davis was the  
daughter of Wm Davis deceased and Rhoda  
Davis, whose maiden name was Rhoda Blackburn  
now deceased, that said Rhoda Davis nee  
Rhoda Blackburn was the daughter of

Blackburn also now deceased and  
that said Blackburn was a full  
blood Cherokee Indian and a regular mem-  
ber of the Cherokee tribe of Indians  
that is to say that the Applicant, Abe  
Waddel is the great grandson of  
Blackburn and is a Cherokee  
Indian by blood

William H. Peters  
<sup>his</sup>  
Hand

Sworn to and subscribed before me the 29 day  
of Augt 1896 W. E. Green Notary Public

State of Arkansas  
County of Crawford

Personally appeared before  
me a Notary Public in and for the State and  
County aforesaid Sarah A. Vaught aged 77  
years whose last office address is Chester  
Ark who being duly sworn according to  
Law states as follows in the claim of George  
W. Davis for citizens Ship in the Cherokee  
Nation I have known Geo. W. Davis the Claimant  
about 43 forty three years I know his  
Father & mother Nicholas B. Davis & Malinda  
M. Davis ne Rainwater I know his Grand  
Father & mother William Davis & Rhoda Davis  
ne Blockburn I heard her say that her  
mother's name was Blockburn. They came  
to this Country from the State of Tenn.  
Witness my hand this 3<sup>rd</sup> day of Sept 1896.

Witness

J. L. Harvey.

A. G. Willard

Sarah A. Vaught  
my  
mark

Sworn and subscribed to before  
me Witness my hand and seal this the  
3<sup>rd</sup> day of Sept. 1896

W. C. Goss  
Notary Public  
My Comm. Expires Dec. 20<sup>th</sup> 1896

State of Arkansas  
County of Jefferson }

Personally appeared me A.C. Linsley a Notary  
Public within and for the afore said County and  
State Green B. Bridger age 65 years  
and state on oath that he is personally  
acquainted with George W. Davis applicant  
for citizen ship in the Cherokee Nation have  
known him about 43 years and know of his  
personal knowledge that said George W. Davis  
is the son of Nicholas B. Davis now deceased  
and that said Nicholas B. Davis was the son  
of William Davis now deceased

Green B. Bridger

Subscribed and sworn to before me  
this Sept. 4<sup>th</sup> 1896

A.C. Linsley  
Notary Public

Commission expires Jan. 17 1899



State of Arkansas  
County of Crawford

Personally appeared before me  
a Notary Public in and for the County and  
State of Arkansas Elmina Orrick (aged 73)  
Seventy Three years whose Post office address is  
Chert's Ark and ~~Sarah A. Vaughn aged~~  
~~(77) Seventy Seven years whose Post office~~  
~~address is Chert's Ark~~ who being duly sworn  
according to Law State as follows in the claim  
of George W. Davis for Citizens Ship in  
Cherokee Nation Mrs Orrick says she knew  
Clairmonts Grand Father and Mother William Davis  
and Rhoda Davis his wife also Clairmont  
Father & Mother Nicholas B. Davis and Matilda  
M. Davis M. Rainwater. The said Geo. W. Davis  
Clairmont was Born on my place in sight of  
my house I have known him all his life  
I knew William Davis and Rhoda Davis his wife in  
Tennessee and I knew them after they came  
to this State they came here in 1834

Witness my hand this 3<sup>rd</sup> day of Sept 1896

Witness

George Wells

J. H. Butler

Elmina Orrick  
mark

Sworn and Subscribed to before  
me this the 3<sup>rd</sup> day of Sept 1896 W. C. Jones

Notary Public  
My Comm. Expires Dec 20<sup>th</sup> 1898

Department of the Interior:  
Commission to the five Civilized Tribes  
of Indians. In the matter of the claim  
of Abe Waddel Applicant for membership  
in the Cherokee tribe of Indians.  
Personally appeared before me the undersigned  
a Notary Public in and for the State of  
Ark and County of Sebastian, W. H. Warrick  
to me well known, who on his oath states  
that he is 38 years of age and that he is  
personally acquainted with Abe Waddel  
the Applicant in this claim and has  
known him for about 20 years and  
that he knows of his own personal know-  
-ledge that the Applicant Abe Waddel is the  
son of Martin Waddel deceased; and  
Delila Waddel nee Delila Davis deceased  
and that said Delila Waddel nee Delila  
Davis was the daughter of William  
Davis deceased, and Rhoda Davis  
~~whose maiden name was Rhoda~~  
~~Blackburn~~

} W. H. Warrick  
Subscribed and Sworn to before  
me this Sept 2 - 1896

J. W. Masterson  
Notary Public

My Commission expires July 11 - 1898

Motion to Consolidate  
Ges. Davis et al

Department of the Interior  
Commission to the five civilized tribes of Indians  
In the Matter of the Applications of Geo. W. Davis  
and Abe Waddel for Cherokee Citizenship.

Comes now the Applicants herein  
by their Attorney Pollan & Green  
and move that the claims of the  
said Geo. W. Davis and Abe Waddel  
be consolidated on the grounds that  
The Applicants are descended from  
a common Ancestry ~~to-wit~~ to-wit  
Mrs Rhoda Davis nee Rhoda  
Blackburn and the testimony in  
support of each claim is the same  
in both claims

Pollan & Green Atty  
for Applicants  
Cameron J. T.



UNITED STATES OF AMERICA,  
Indian Territory,

District

L. V. Mullen being duly sworn states that he has this  
day forwarded by registered mail, evidenced by the registry receipt of Mary A. Potter  
postmaster, at Pauls Valley Indian Territory to Samuel  
Mayer Principal Chief Cherokee Nation,  
a true and perfect copy of the applications for admittance and enrollment by the Dawes Commission,  
to citizenship in the said Cherokee Nation of G. W. Davis &

Abe Waddell and the children of said G. W.  
Davis as follows Geo. W. Davis Jr Ruth Everett  
Davis Annie Bell Davis Anne Belle Davis Myrtle  
Lee Davis John Crump Davis and Eric Ellen Davis  
and the children of Abe Waddell as follows Julius A.  
Waddell Della Waddell Younger D Waddell Maggie  
Rosella Waddell Benj. H Waddell and Jesse Cheatham  
and the affidavits in support of said application  
as follows affidavits William Kersh W H  
Worrick William Potter Sarah A. Vaught  
Elmira Crum and A. C. Gilbert and I further  
swear that I have no interest in the prosecution  
of this claim whatever

and of all the evidence of affidavits, depositions and recorded evidence; and of all papers &c., hereto  
attached, to be used in support of said petitions.

L. V. Mullen

Notary Public

Subscribed and sworn to before me this

9 day of April 1899  
W. H. M. Simpson  
NOTARY PUBLIC.

Application of  
G. W. Davis for  
Cherokee Citizenship

Pollan & Green Atty  
Lawson S.P.

Department of the Interior  
Commission to the Five Civilized Tribes of Indian

Before Henry S. Dawes, Frank C.  
Armstrong, A. S. McKennon, T. B.  
Cabiness and A. B. Montgomery, United  
States Commissioners, sitting as a  
Committee to pass upon the rights of  
Applicants to Indian Citizenship

G. W. Davis } Application for  
Applicant } Cherokee Citizenship  
Ex parte.

The applicant, G. W. Davis, residing at  
Cameron Indian Territory for the grounds  
of his application for Citizenship in the  
Cherokee Nation, as a member of the  
Cherokee tribe of Indians, states that  
he is a son of Nicholas B. Davis now  
deceased, and that said Nicholas B. Davis  
was the son of Wm Davis, deceased and  
Rhoda Davis, whose maiden name was  
Rhoda Blackburn now deceased, that said  
Rhoda Davis nee Rhoda Blackburn was the  
daughter of Blackburn, also now  
deceased and that said Blackburn  
was a full blood Cherokee Indian  
and a regular member of the Cherokee  
tribe of Indians, that is to say that the  
Applicant G. W. Davis is a great grand son  
of Blackburn and a Cherokee

Indian by blood and is entitled  
to be enrolled as a member of the  
Cherokee tribe of Indians and prays  
that his name together with the  
names of his minor children viz -  
Geo. W. Davis Jr. aged 18 years, Ruth  
Ewell <sup>Davis</sup> aged 15 years - Annie Belle  
Davis aged 13 yrs Myrtle Lee Davis  
aged 6 years - and John Crump Davis  
aged 3 years, and Eric Ellen Davis  
aged 8 months, be placed upon the  
Cherokee roll as members of the  
Cherokee tribe of Indians

George W. Davis

Sworn to and subscribed before me  
This the 29<sup>th</sup> day of Aug. 1896

FRAME 1



Department of the Interior  
Commission to the Five Civilized Tribes of Indian

Before Henry S. Dawes, Frank C.  
Armstrong, A. S. McKennon, F. B.  
Cabiness and A. B. Montgomery, United  
States Commissioners, sitting as a  
Committee to pass upon the rights of  
Applicants to Indian Citizenship

G. W. Davis } Application for  
Applicant } Cherokee Citizenship  
Ex parte

The Applicant, G. W. Davis, residing at  
Cameron Indian Territory for the grounds  
of his application for Citizenship in the  
Cherokee Nation, as a member of the  
Cherokee tribe of Indians, states that  
he is a son of Nicolas B. Davis now  
deceased, and that said Nicolas B. Davis  
was the son of Wm Davis, deceased and  
Rhoda Davis, whose maiden name was  
Rhoda Blackburn now deceased, that said  
Rhoda Davis nee Rhoda Blackburn was the  
daughter of Blackburn, also now  
deceased and that said Blackburn  
was a full blood Cherokee Indian  
and a regular member of the Cherokee  
tribe of Indians, that is to say that the  
Applicant G. W. Davis is a great grand son  
of Blackburn and a Cherokee

Indian by blood and is entitled  
to be enrolled as a member of the  
Cherokee tribe of Indians and prays  
that his name together with the  
names of his minor children viz -  
Geo. W. Davis Jr. aged 18 years, Ruth  
Burrell <sup>Davis</sup> aged 15 years - Annie Belle  
Davis aged 13 yrs Myrtle Lee Davis  
aged 6 years - and John Crump Davis  
aged 3 years. and Eric Ellen Davis  
aged 8 months, be placed upon the  
Cherokee roll as members of the  
Cherokee tribe of Indian

George W. Davis

Sworn to and subscribed before me  
This the 29<sup>th</sup> day of Aug. 1898

Wm E. Green  
Notary Public

FRAME 2



Department of the Interior.  
Commissioner to the five Civilized Tribes  
of Indians: In the matter of the claim  
of Abe Waddel applicant for membership  
in the Cherokee tribe of Indians:  
Personally appeared before me the undersigned  
and a Notary Public in and for the  
State of Arkansas and County of  
Sebastian, Mrs. Mary Holley to me  
well known who on her oath states  
that she is 71 years of age and  
that she is personally acquainted  
with Abe Waddel the applicant in  
this claim and has known him  
him for about 36 years and that  
she knows of her own personal  
knowledge that the applicant Abe  
Waddel is the son of Martin  
Waddel deceased, and Melila  
Waddel nee Della Davis deceased  
and that said Melila Waddel nee  
Della Davis was the daughter of  
William Davis deceased.

Witness to X J. N. Morris, Ed. W. H. Worries, Mary, & Holley  
Subscribed and sworn to before  
me this the 2nd day of Sept 1896  
J. N. Morris  
Notary Public  
My Commission expires July 11-1898

In the matter of  
J. W. Davis &  
Abel Waddle  
Petition & Memorial  
for  
Citizenship  
In the Cherokee Nation, D.S.

Geo 4439-

834

Filed Sep 9-1896

A. S. McComm

Comm

Replied

Pollan & Green  
attys. for Petitioners.

FILED

FEB 12 1897

*Jan A. Winston*  
CLERK.

*Filed Sep 7-1896*  
*A.S. McKinnin*  
*Clerk*

Department of the Interior  
Commission to Give Civilized ~~Indians~~ of Indians  
In the Matter of <sup>the</sup> Application of Abe Waddel  
for Indian Citizenship in the Choctaw  
Nation as a Member of the Choctaw  
Tribe of Indians

Personally appeared before me Wm E.  
Green a Notary Public at Cameron  
Indian Territory. William Kersh, who  
upon his oath states that he is 46 years  
old; that he knows the Applicant in this  
Claim Abe Waddel, that has known him  
for about 40 years, that Applicant  
was then a small boy and that his  
personal appearance and color clearly  
indicated the presence of Indian  
blood and that he had the reputation  
among all his neighbors at that time  
of being a Cherokee Indian.

Witness  
W E Green

William <sup>his</sup> Kersh  
Halt

Subscribed and sworn to before me

This 4<sup>th</sup> day of September 1896

Wm E Green  
Notary Public



REGISTRY RECEIPT.

South McAlester, Ind. Ter.

Post Office at

Registered Letter Parcel No. 288 Rec'd SEP 9 1896

of J. V. Muller

addressed to Saml Myers

Tahquah

Ma Potts P. M.

No. 834

RECEIPT

FOR ORIGINAL PAPERS IN THE CASE OF

G. W. Davis et al

VS.

Cherokee ----- Nation.

Received and filed this ----- day of

189

Secretary.

State of vs Cherokee Nation, as follows:

Instructions

Applications of  
G. W. Davis and  
Abel Waddel  
each to be filed sep-  
arately and the testi-  
mony herewith to be  
used in support of  
each claim claim  
separately

This package to  
be kept intact



**End**

835

United States of America,  
Indian Territory,  
Northern Judicial District.

This day personally appeared before me,

Pearl Eddleman a Notary Public in and for said  
District and Territory L. A. Sears who being  
duly sworn states that he did on the 7th day of September, 1896,  
at the Cherokee Nation, deliver into the hands of H. T. Hutchins  
attorney for ~~Principal Chief~~ of the Cherokee Nation, a full, true and perfect copy of  
the petition of John C. Brown and others, to-  
gether with the accompanying documents for citizenship in said Nation,  
all of which petition and documents are hereto attached.

L. A. Sears

Subscribed and sworn to before me on this 7th day of September, 1896.

Pearl Eddleman

Notary Public.

To The Honorable HENRY L. DAWES, FRANK C. ARMSTRONG, ARCHIBALD S. MCKENNON, THOMAS B. CARRAVISS, and ALEXANDER B. MONTGOMERY, United States Commissioners authorized by an act of Congress of June 4th, 1896, to hear and determine Claims for Citizenship in the Cherokee Nation.

Gentlemen:-

Your petitioners, the undersigned John C. Brown, for and on behalf of himself, and his children, to-wit:

Allice Brown, female, age 17 years,  
Ella Brown, female, age 16 years,  
May Brown, female, age 14 years,  
George W. Brown, male, age 10 years,  
Belle Brown, female, age 6 years,  
J. W. Brown, male, age 2 years.

all of whom were begotten and born in lawful wedlock. That your petitioners are all Cherokee Indians by blood. That your petitioner John C. Brown aforesaid is the son of Jack Brown, and the grand son of John Brown who was a native Cherokee Indian, and was a member of the Cherokee tribe of Indians in the eastern Cherokee Nation, and was known and recognized as such by the people in the community where he lived, and such was the common repute in the family of the said John Brown, and among the families of his descendants aforesaid.

That the said John Brown, nor your petitioners John C. Brown never at any time took any reservation of land in the eastern Cherokee Nation, nor any consideration for their prospective interests and rights in the Cherokee Nation west of the Mississippi River. That your petitioners being Cherokee Indians by blood as aforesaid, and having rights as citizens of the Cherokee Nation, and not having received any consideration for those rights, they therefore petition your honorable body for admission to Cherokee citizenship, and they herewith attach their proofs in support hereof; that his witnesses reside in the State of Texas.



That your petitioner, Callie Armstrong, nee Brown, is the <sup>daughter</sup> ~~full sister~~ of the said John C. Brown, her co-petitioner, and the <sup>and grand daughter of</sup> ~~John C. Brown~~ grand daughter of John Brown. And that she as well as her father, and the father of said John C. Brown aforesaid were related by consanguinity as herein stated. That she has the following children, to-wit:

Julian H. Armstrong, male, age 1 year.

That the said Julian H. Armstrong is the fruit of the lawful marriage between the said Callie Armstrong and J. H. Armstrong.

That your petitioner is twenty-five years of age, and the post office address of your petitioners is Cleburne, Johnson County, Texas.

Wherefore they pray to be admitted and enrolled as members of the Cherokee tribe of Indians, and for such other relief as they may be entitled to.

John C. Brown.

Marcum, Fears & Owen,

Attorneys for petitioners.

State of Texas,

County of Johnson.

The above named John C. Brown, the petitioner aforesaid, says the facts set forth in the above and foregoing petition are true.

John C. Brown

Subscribed and sworn to before me on this 5<sup>th</sup> day of September, 1896.

W. F. Beard

Notary Public.

Johnson County Texas

State of Texas,  
County of Johnson.

John C. Brown being duly sworn according to law on  
his oath says that he is 32 years, next office is Cleburne,  
Johnson County, Texas, and that he is part Cherokee Indian by blood;  
that he derived his said Cherokee Indian blood from his grand father  
John Brown who was part Cherokee Indian by blood and so recognized as  
being part Cherokee Indian by blood in the County in which he lived  
during his life time.

John C. Brown

Subscribed and sworn to before me this 9th day of July, 1892.

F. P. Stringer, Clk. D. C. J.  
Co. Tx, per M. T. Beard, Deputy

(Seal)

State of Texas,  
County of Johnson.

Jackson Brown, said duly sworn according to law  
says his age is 70 years, is now living in Cleburne, Johnson County,  
Texas. Affiant further states that he is personally acquainted with  
John C. Brown of Cleburne, Johnson County, Texas, who is part Cherokee  
Indian by blood, and that he derived his said Cherokee Indian  
blood from said father, John Brown, who was part Cherokee Indian by  
blood. I know said father John Brown to be part Cherokee Indian  
by blood as well as I do to be white.

Jackson Brown.

Subscribed and sworn to before me this the 9th day of July, 1892.

P. P. Stringer, Ck. D. C. J. Co.

Ex. per W. T. Beard, Deputy.

(SEAL)

The State of Texas,  
County of Johnson.

I, P. P. Stringer, Clerk District Court of Johnson  
County, Texas, do hereby certify that Jackson Brown, a resident of  
said County, who is to me well known, is a man of respectability and  
good standing. Given under my hand and seal of office this the 9th  
day of July, A.D., 1892.

P. P. Stringer, Ck. D. C. J. Co.

Ex. per W. T. Beard, Deputy.

(SEAL)



State of Texas,  
County of Johnson.

June 61. ... with a ... to law says  
her ... is 65 years; her past office ... County, Texas.  
... with John C.  
... part Cherokee Indian  
... blood, ... Cherokee Indian blood from his  
... brother, John Brown, who was part Cherokee Indian blood. I  
... part Cherokee Indian blood  
... wife.

Travis.

See serial 1000, volume 1, page 90, dated July, 1992.

J. F. Sullivan, C. D. C. J. Co.

Mr. J. H. ... Deputy.

(SAL)

The State of Texas  
County of Johnson.

I, J. L. Stringer, Clerk District Court of Johnson County, Texas, do hereby certify ~~that~~ Jane Gibbs, a resident of Brown County, who is to me well known is a lady of respectability and good standing. Given under my hand and seal of office this the 9th day of July, A.D., 1892.

P.F. Stringer, Clk. D.C.J. Co.,

Tx. per M. T. Beard, Deputy.

(SEAL)

State of Texas,  
County of Johnson.

E. Y. Brown, being duly sworn according to law says  
his father is 63 years of age and is of the County of Johnson,  
Texas. Affiant further states that he is personally acquainted with  
John C. Brown of Cleburne, Johnson County, Texas who is part Cherokee  
Indian by blood and that he derived his said Cherokee Indian blood  
from his grand father John Brown who was part Cherokee Indian by  
blood. I know is grand father John Brown to be part Cherokee Indian  
by blood as well as I know to be part white.

E. Y. Brown.

Sworn to and subscribed before me this the 9th day of July, 1892.

F.P. Stringer, Clk. D.C.J. Co.,

(SEAL)

Tx., per W. F. Beard, Deputy.

State of Texas,  
County of Johnson.

I, F.P. Stringer, Clk. District Court of Johnson  
County, Texas, do hereby certify that E. Y. Brown, a resident of said  
County, who is to me well known, is a man of respectability and good  
standing. Given under my hand and seal of office this the 9th day of  
July, A.D., 1892.

F.P. Stringer, Clk. D.C.J. Co. Tx.

SEAL

per W. F. Beard, Deputy.

State of Texas,  
County of Johnson.

Callie Armstrong being duly sworn on her oath swears that she is part Cherokee Indian blood, and she further said that her great grandfather was John Brown who was part Cherokee Indian blood. Affiant further says that she is the mother of the following named child who was born to her in lawful wedlock and is by child as set forth in application for citizenship in the Cherokee Nation, to-wit, Julian H. Armstrong, age 1 year. My age is 25 years, 100 Office, Cleburne, Johnson County, Texas.

Mrs. Callie Armstrong,

Subscribed and sworn to before me this 9th day of July, 1902.

J. P. Stricker, Clerk D. C. J. C. T.

per W. E. Heard, Deputy.

(S. M.)

State of Texas,  
County of Johnson.

Jane Gibbs being duly sworn according to law says  
she is 59 years, her post office is Tex. Brown County, Texas. Affin  
Affiant further states that she is acquainted  
with the following persons: William Armstrong of  
Clarksburg, James C. Gentry, and the Gibbs family, who is part Cherokee  
Indian blood, and that she is acquainted with the following persons: John  
and Mary Gibbs, father and mother of the above named person, who is  
part Cherokee Indian blood. I know her from the time she was a child, and she is  
a fair complexioned woman, with light hair, and is part white.

Jane Gibbs.

Subscribed and sworn to before me on the 9th day of July, 1892.  
P.P. Stringer, Clk. D.C.J. Co. Tx.  
per M.T. Beard, Deputy.

(SEAL)

The State of Texas,  
County of Johnson.

I, P.P. Stringer, Clerk District Court of Johnson  
County, Texas do hereby certify that Jane Gibbs a resident of Brown  
County, who is to be well known, is a lady of respectability and good  
standing. Given under my hand and seal of office this the 9th day of  
July, A.D., 1892.

P.P. Stringer, Clk. D.C.J. Co. Tx.  
per M.T. Beard, Deputy.

(SEAL)



State of Texas,  
County of Johnson.

Jackson Brown being duly sworn according to law  
says his age is 73 years, his post office is Cleburne, Johnson County,  
Texas. Affiant further says that he is personally acquainted with  
Callie Armstrong, nee Callie Brown, of Cleburne, Johnson County, Texas  
who is part Cherokee Indian by blood, and that she derived her said  
Cherokee Indian blood from her great-grandfather John Brown who was  
part Cherokee Indian by blood. I know her great-grandfather John  
Brown to be part Cherokee Indian by blood as well as I know he  
white.

Jackson Brown.

Subscribed and sworn to before me this 9th day of July, 1892.

P.P. Stringer, Clk. D.C.J. Co. Tx.

(SEAL)

per W. T. Beard, Deputy.

The State of Texas,  
County of Johnson.

I, P.P. Stringer, Clerk District Court of Johnson  
County, Texas, do hereby certify that Jackson Brown, a resident of  
said County, who is to be well known is a man of respectability and  
good standing. Given under my hand and seal of office this the 9th  
day of July, A.D., 1892.

(SEAL)

P.P. Stringer, Clk. D.C.J. Co. Tx.

per W. T. Beard, Deputy.

State of Texas,  
County of Johnson.

R. Y. Brown being duly sworn according to law says  
that he is 64 years, his post office is Cleburne, Johnson County,  
Texas. Affiant further states that he is personally acquainted with  
Callie Armstrong, nee Callie Brown of Cleburne, Johnson County,  
Texas, who is part Cherokee Indian by blood, and that her maiden  
name was Callie Brown. I know her great grand father John Brown  
who was part Cherokee Indian by blood. I know her great grand father  
John Brown to be part Cherokee Indian by blood as well as I know  
her to be white.

R. Y. Brown,

Subscribed and sworn to before me this the 9th day of July, 1892.

P. P. Stringer, Clk. D. C. J. Co. Tx.

(SEAL)

per M. T. Beard, Deputy.

The State of Texas,  
County of Johnson.

I, P. P. Stringer, Clerk District Court of Johnson  
County, Texas, do hereby certify that R. Y. Brown a resident of said  
County who is to me well known, is a man of respectability and  
good standing. Given under my hand and seal of office this the 9th  
day of July, A.D., 1892.

(SEAL)

P. P. Stringer, Clk. D. C. J. Co. Tx.

per M. T. Beard, Deputy.

State of Texas  
County of \_\_\_\_\_

your name being duly sworn according to law, as his father says that his age is 3 years. Testimony is taken from the fact that he is part Cherokee Indian blood that he derived his said name from that, from his Grand father. The person here was part Cherokee Indian blood and so recognized as such. A Cherokee Indian of blood in his early years he lived during his childhood.

The undersigned do hereby certify that  
 the above is a true and correct copy of the  
 original as the same appears in the files of  
 the Department.  
 J. B. Stenger & Co. of Wash.  
 in the year 1880.  
 J. B. Stenger & Co. of Wash.

State of Texas  
County of Johnson

Jackson Brown  
according to him said his name is Brown  
his Testimony is that he is personally  
acquainted with the said Jackson Brown  
Johnson County Texas who is post  
Indians by blood and that he is the  
said Jackson Brown's grand father  
Grand father of the said Jackson Brown  
Indians by blood and that he is the  
said Jackson Brown's grand father  
Indians by blood and that he is the  
said Jackson Brown's grand father

Jackson Brown  
Testimony and sworn to before me this the  
5th day of July

P. A. Shiner Notary Public  
The State of Texas For W. F. Beard deputy  
County of Johnson

J. A. Shiner Notary Public  
County of Johnson Texas do hereby  
certify that Jackson Brown a resident of  
said County Texas is to me well known is a  
Man of respectability and good standing

Given under my hand and seal  
of office this 10th day of July A. D. 1872  
P. A. Shiner Notary Public  
For W. F. Beard  
deputy



*Consp.*

Jane Gillet

24. *Strophomena* *Strophomena*

on W. Board only

at Shiner, Clark & district

P. Stinger et al.

Mr. H. F. Beard *deputy*

State of Texas  
County of Tarrant  
I, E. Y. Brown, being duly  
sworn according to law, do say that his age is 24 years  
his birthplace is Lawrence, Kansas County,  
Missouri, and that he is personally acquainted with John L. Brown  
of Lawrence, Kansas, and that he is part  
Cherokee Indian by blood and that he  
derived his said Cherokee Indian blood  
from his Grandfather, John Brown, who  
was part Cherokee Indian by blood. I know  
his Grandfather, John Brown, to be part  
Cherokee Indian by blood as well as  
I did to my father. E. Y. Brown

Sworn and subscribed to before me this  
the 9<sup>th</sup> day of July 1892  
P. P. Stringer clk & ex. R.  
State of Texas  
County of Tarrant  
Per W. F. Beard  
Deputy  
I, P. P. Stringer, Clerk District  
Court of Tarrant County, Texas, do hereby  
certify that the foregoing is a true and correct  
statement of the facts as known to me as a man  
of reputation and good standing.  
Given under my hand and seal of  
office this the 9<sup>th</sup> day of July 1892  
P. P. Stringer clk & ex. R.  
Per W. F. Beard  
Deputy

State of Texas  
County of Tarrant

John Armstrong

being duly sworn in my oath says that she  
is part Cherokee Indian by blood that she  
derived her said Cherokee Indian blood from  
her Great Grandfather John Brown who  
was part Cherokee Indian by blood, affiant  
further states that she is the Mother of the  
following named child who was born to her  
in said Tarrant County Texas is now living as  
set forth in my examination her citizenship  
in the Cherokee Nation is with Julian Armstrong  
her age is 25 years Test. Office, Tarrant  
County Texas

Subscribed and sworn to before me this 1st  
day of June 1897

P. P. Dinger Notary Public  
Per W. F. Beard  
Deputy

State of Texas  
County of Johnson

Jane Giles has been  
agreed to say her age is 50  
her birth place is Texas  
at present her state is Texas  
acquainted with Captain [unclear]  
Johnson who is part Cherokee  
Indian by blood and part [unclear]  
Cherokee Indian and her husband  
John [unclear] who was part Cherokee  
Indian by blood. I have her [unclear] father  
from [unclear] to be part Cherokee Indian by  
blood and part [unclear]

Jane Giles

Subscribed and sworn to before me this 1st  
day of July 1877

P. P. Stinger, Clerk of Court

State of Texas  
County of [unclear]

I, [unclear] Clerk of Court  
do hereby certify that  
the [unclear] of [unclear] County  
is [unclear] and [unclear]  
respectively and said [unclear]

Witness under my hand & seal of  
office this 7th day of July A.D. 1877

P. P. Stinger, Clerk of Court

Per W. F. Beard

Deputy



State of Texas  
County of Johnson

Sucheta is now being dug down  
according to her age is 70 years this  
test office of the Johnson County  
affiant further states that he is  
acquainted with the father of the  
Johnson family who is part Cherokee  
Indian by blood and that the father  
said Cherokee Indian was a man of  
famous name and was part Cherokee  
Indian by blood and was the great grand father  
John Brown to be part Cherokee Indian by  
blood as well as

Jackson Brown

Subscribed and sworn to before me this 1<sup>st</sup>  
day of July 1892

P. P. Shriver clk & c. & co.

The State of  
County of Johnson

Per W. F. Beard deputy

I, the undersigned, Clerk of the District  
Court of Johnson County, Texas, do hereby  
certify that Johnson Brown a resident of  
said County, who is to me well known is a  
man of respected and good standing

Witness my hand and seal  
of office this 1<sup>st</sup> day of July A. D. 1892

P. P. Shriver clk & c. & co.

Per W. F. Beard deputy

E. J. Brown

git

Wm. T. F. Board Deputy

10. 11. 1881  
 11. 12. 1881  
 12. 1. 1882  
 13. 2. 1882  
 14. 3. 1882  
 15. 4. 1882  
 16. 5. 1882  
 17. 6. 1882  
 18. 7. 1882  
 19. 8. 1882  
 20. 9. 1882  
 21. 10. 1882  
 22. 11. 1882  
 23. 12. 1882  
 24. 1. 1883  
 25. 2. 1883  
 26. 3. 1883  
 27. 4. 1883  
 28. 5. 1883  
 29. 6. 1883  
 30. 7. 1883  
 31. 8. 1883  
 32. 9. 1883  
 33. 10. 1883  
 34. 11. 1883  
 35. 12. 1883  
 36. 1. 1884  
 37. 2. 1884  
 38. 3. 1884  
 39. 4. 1884  
 40. 5. 1884  
 41. 6. 1884  
 42. 7. 1884  
 43. 8. 1884  
 44. 9. 1884  
 45. 10. 1884  
 46. 11. 1884  
 47. 12. 1884  
 48. 1. 1885  
 49. 2. 1885  
 50. 3. 1885  
 51. 4. 1885  
 52. 5. 1885  
 53. 6. 1885  
 54. 7. 1885  
 55. 8. 1885  
 56. 9. 1885  
 57. 10. 1885  
 58. 11. 1885  
 59. 12. 1885  
 60. 1. 1886  
 61. 2. 1886  
 62. 3. 1886  
 63. 4. 1886  
 64. 5. 1886  
 65. 6. 1886  
 66. 7. 1886  
 67. 8. 1886  
 68. 9. 1886  
 69. 10. 1886  
 70. 11. 1886  
 71. 12. 1886  
 72. 1. 1887  
 73. 2. 1887  
 74. 3. 1887  
 75. 4. 1887  
 76. 5. 1887  
 77. 6. 1887  
 78. 7. 1887  
 79. 8. 1887  
 80. 9. 1887  
 81. 10. 1887  
 82. 11. 1887  
 83. 12. 1887  
 84. 1. 1888  
 85. 2. 1888  
 86. 3. 1888  
 87. 4. 1888  
 88. 5. 1888  
 89. 6. 1888  
 90. 7. 1888  
 91. 8. 1888  
 92. 9. 1888  
 93. 10. 1888  
 94. 11. 1888  
 95. 12. 1888  
 96. 1. 1889  
 97. 2. 1889  
 98. 3. 1889  
 99. 4. 1889  
 100. 5. 1889  
 101. 6. 1889  
 102. 7. 1889  
 103. 8. 1889  
 104. 9. 1889  
 105. 10. 1889  
 106. 11. 1889  
 107. 12. 1889  
 108. 1. 1890  
 109. 2. 1890  
 110. 3. 1890  
 111. 4. 1890  
 112. 5. 1890  
 113. 6. 1890  
 114. 7. 1890  
 115. 8. 1890  
 116. 9. 1890  
 117. 10. 1890  
 118. 11. 1890  
 119. 12. 1890  
 120. 1. 1891  
 121. 2. 1891  
 122. 3. 1891  
 123. 4. 1891  
 124. 5. 1891  
 125. 6. 1891  
 126. 7. 1891  
 127. 8. 1891  
 128. 9. 1891  
 129. 10. 1891  
 130. 11. 1891  
 131. 12. 1891  
 132. 1. 1892  
 133. 2. 1892  
 134. 3. 1892  
 135. 4. 1892  
 136. 5. 1892  
 137. 6. 1892  
 138. 7. 1892  
 139. 8. 1892  
 140. 9. 1892  
 141. 10. 1892  
 142. 11. 1892  
 143. 12. 1892  
 144. 1. 1893  
 145. 2. 1893  
 146. 3. 1893  
 147. 4. 1893  
 148. 5. 1893  
 149. 6. 1893  
 150. 7. 1893  
 151. 8. 1893  
 152. 9. 1893  
 153. 10. 1893  
 154. 11. 1893  
 155. 12. 1893  
 156. 1. 1894  
 157. 2. 1894  
 158. 3. 1894  
 159. 4. 1894  
 160. 5. 1894  
 161. 6. 1894  
 162. 7. 1894  
 163. 8. 1894  
 164. 9. 1894  
 165. 10. 1894  
 166. 11. 1894  
 167. 12. 1894  
 168. 1. 1895  
 169. 2. 1895  
 170. 3. 1895  
 171. 4. 1895  
 172. 5. 1895  
 173. 6. 1895  
 174. 7. 1895  
 175. 8. 1895  
 176. 9. 1895  
 177. 10. 1895  
 178. 11. 1895  
 179. 12. 1895  
 180. 1. 1896  
 181. 2. 1896  
 182. 3. 1896  
 183. 4. 1896  
 184. 5. 1896  
 185. 6. 1896  
 186. 7. 1896  
 187. 8. 1896  
 188. 9. 1896  
 189. 10. 1896  
 190. 11. 1896  
 191. 12. 1896  
 192. 1. 1897  
 193. 2. 1897  
 194. 3. 1897  
 195. 4. 1897  
 196. 5. 1897  
 197. 6. 1897  
 198. 7. 1897  
 199. 8. 1897  
 200. 9. 1897  
 201. 10. 1897  
 202. 11. 1897  
 203. 12. 1897  
 204. 1. 1898  
 205. 2. 1898  
 206. 3. 1898  
 207. 4. 1898  
 208. 5. 1898  
 209. 6. 1898  
 210. 7. 1898  
 211. 8. 1898  
 212. 9. 1898  
 213. 10. 1898  
 214. 11. 1898  
 215. 12. 1898  
 216. 1. 1899  
 217. 2. 1899  
 218. 3. 1899  
 219. 4. 1899  
 220. 5. 1899  
 221. 6. 1899  
 222. 7. 1899  
 223. 8. 1899  
 224. 9. 1899  
 225. 10. 1899  
 226. 11. 1899  
 227. 12. 1899  
 228. 1. 1900  
 229. 2. 1900  
 230. 3. 1900  
 231. 4. 1900  
 232. 5. 1900  
 233. 6. 1900  
 234. 7. 1900  
 235. 8. 1900  
 236. 9. 1900  
 237. 10. 1900  
 238. 11. 1900  
 239. 12. 1900  
 240. 1. 1901  
 241. 2. 1901  
 242. 3. 1901  
 243. 4. 1901  
 244. 5. 1901  
 245. 6. 1901  
 246. 7. 1901  
 247. 8. 1901  
 248. 9. 1901  
 249. 10. 1901  
 250. 11. 1901  
 251. 12. 1901  
 252.

P. P. Södingenli & Co. G. R.  
R. W. Beara  
Solely

---

Nation's No. 101.  
Commission's No.  
In re Application of  
JOHN C. BROWN, et al.

---

**Demurrer and Answer.**

ED SEPT. 20 1887  
A. S. B. KENNEDY  
CLERK

---

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of  
John C. Brown, et al

Nation's No. 9  
Commission's No.

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the  
said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy,  
and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant is  
entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said appli-  
cation, says that John Brown

through whom the petitioners claim to derive their right  
to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since  
the removal of said Nation, west to the Indian Territory as at present located and defined; that his name  
does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now  
reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By Hutchings, Hastings & Boudinot.

Attorneys

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the  
matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the

day of

1896.

NOTARY PUBLIC.



**End**

836

Commission to the Five Civilized Tribes,

*Cherokee City Ark*  
VINITA, IND. TER., *Sep 1st 1896.*

See that you swear to your Petition.

Evidence of service of copies on the Chief or Governor may be secured as follows: If convenient get his receipt to file with your papers. If you can do this, register to him, and when the registry receipt is returned you, signed by him, have some disinterested person to make affidavit in form about as follows:

I, *Wm. H. Hines*, do solemnly swear that on the *first* day of *September*, 1896, I saw a package registered at the postoffice, at *Cherokee City Ark*, addressed to *Chief of Cherokee*, Governor or Chief of the *Cherokee* Nation, *Indian Territory*, Ind. Ter., that registry receipt, No. *57*, hereto attached, is a receipt for said package, which contained true copies of the application of *James Cunningham* and of the affidavits of *Watt Christie* and *John H. D. D.* in support of same.

Subscribed and sworn to before me, on this *1st* day of *Sept*, 1896.

*S. E. Watkins Deputy U. S. C.*

Attach receipt to this affidavit and send with papers to the Commission at Vinita, Indian Territory.

*My com Exp. May 22. 1898*  
For the Commission.







# 901

James Cunningham

vs

Charles H. Halden

Filed Sept 24<sup>th</sup> 1894

A. S. McKinnon

Clerk

P.D. Charles C. Cady  
Clerk

Cherokee Co. Indian Party  
Allen

To the Dawes Commission.  
Your petitioner Jane Cunningham  
of Cherokee City, Benton County  
Arkansas. Respectfully sheweth  
that she is a Cherokee Indian  
by blood that her maiden  
name was Jane Hutton that she  
was the daughter of Mary Hutton  
whose maiden name was Mary  
Brown. she had two brothers  
named John Brown and James  
Brown. That John Brown and  
James Brown moved to the  
Cherokee Nation Indian Ter. from  
the Old Nation and lived and  
were recognized as Indians  
in the Indian Territory.

The said Jane Cunningham is  
the mother of 9 children. Viz.  
Emma Cunningham now Emma  
Mitchell Noah Cunningham  
John Cunningham James S. Cunni-  
ngham Ella Cunningham  
Leona Cunningham Mollie Cunningham  
Lolla Cunningham and Ervin Cunningham

The petitioners further petition  
and ask the Dawes Commission  
to hear and determine the application  
of said petitioners as to their eligibili-  
-ty as citizens of the Cherokee Nation  
Indian Territory. From the testimony  
accompanying the petition.

Signed Jane Cunningham

Sworn to and subscribed before  
me at Cherokee City Kenton county  
this 10th day of Sep 1896

S. E. Wilkins  
Notary Public

My com Exp May 27 1900



(A Copy)

Cherokee Nation  
Tahlequah District

Personally appeared  
this day before me, R. M. Hamenberg  
a deputy Clerk within and for the District  
and Nation aforesaid, duly authorized  
to administer oaths, John R. Gourd to me  
personally well known to be reputable and  
entitled to credit before all the Courts of the  
Cherokee Nation, and who, being by me duly  
sworn according to law, deposes and says:  
I am a Native Cherokee Indian, and a bona-  
fide citizen of the Cherokee Nation, resident  
in Tahlequah District N.M. - and am a  
member of the present National Council -  
my age is 16 years, my post office  
address is Tahlequah, Ind. Terr. I am a  
farmer by occupation and the affiant  
further declares as follows - I was person-  
ally well acquainted, when I lived in the old  
Cherokee Nation East, with a Mary Hutton,  
whose maiden name had been Mary Brown -  
she had two brothers named John Brown and  
James Brown <sup>said</sup> John Brown and James  
Brown came to this Country - they lived and  
died on Lees Creek - Cherokee Nation - said  
Mary and her said Brothers John and  
James were always recognized and ac-  
knowledgeed as Cherokee Indians by blood

POOR ORIGINAL -  
BEST AVAILABLE COPY

and I never heard the fact disputed -  
 John Brown and his brother James  
 Brown were both acknowledged Cherokee  
 Indians by blood and citizens of this  
 nation, and I never heard their Cherokee  
 blood or citizenships disputed or de-  
 nied by any one - said many never did  
 come to this country. said many had one  
 daughter named Jane, who from the best  
 of my information married a man nam-  
 ed Mart D. Cunningham, and that they  
 are now living somewhere in the state of  
 Missouri. the said many Hutton, ne  
 Brown, always so far as I know, acknowl-  
 edged the said Jane to be her daughter,  
 and I have never heard the Cherokee In-  
 dian blood of the said Jane Hutton, now  
 Jane Cunningham denied or disputed.  
 (Signed) John R. <sup>his</sup> Gourd

Sworn to and Subscribed before me  
 at Tahlequah Ind. Terr. this the  
 15th day of November AD 1892.

(Signed) R. M. Dannenberg

Seal

Deputy, At Tahlequah Dist

I hereby certify that the above is a true copy  
 of the original and is a true copy of the  
 I, William F. Rasmus a Commissioner of the U.S. Dist. Court, within  
 and for the western District of Arkansas, do hereby cer-  
 tify that the text above and within one page of an affidavit  
 is a true and literal copy as presented to me this the 15th  
 day of November AD 1892.

Wm F. Rasmus  
 United States Commissioner

POOR ORIGINAL -  
 BEST AVAILABLE COPY

Cherokee City Ark  
Benton Co

To The Honorable  
Law Commission I wish  
to state that I very  
wll at Law of  
Tablequat is in  
Possession of more affidavits  
I am unable to get  
them as he Refuses to  
Return them to me for  
Reasons known best by  
him self

M D Cunningham



**REGISTRY RECEIPT.**

Post Office at Cherokee City Ark

Registered Letter } No. 51 Rec'd 5-15 1896  
Parcel }

of M. D. Cunningham

addressed to To the Hon. Chief  
Tahlequah I. T.  
J. M. Norris.

*M. D. Cunningham*  
#401 - Reg No. 501  
*Jane Cunningham*  
*vs*  
*Cherokee Nation*

9/4/96

*David Commission*  
*Pinita*  
*Indian Territory*  
*C. N.*

CHEROKEE CITY ARK  
SEP 11 1896



0  
141 - 856

Nation's No. 2629

Commission's No .....

In re Application of

*M. P. Cunningham*

**Demurrer and Answer.**

FILED SEPT. 28 1896. S.

A. S. MCKENNON

COM' R -

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of.....

*M. D. Cunningham*

Nation's No. *2679*

Commission's No. ....

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant *is* entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said application, says that.....

*Mary Brown*  
..... through whom the petitioner..... claim to derive..... a right to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, went to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *Hastings & Hastings* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true to the best of his knowledge and belief.

Subscribed and sworn to before me this, the *28* day of *Sept.* 1896.

*D. J. Bell*

NOTARY PUBLIC.

**End**

837



# GENERAL AFFIDAVIT.

IN THE MATTER OF CLAIM

Of Newt Hanez To Cherokee Indian Citizenship.

## AFFIDAVIT OF

Mrs. Martha Wilson.

STATE OF Texas

COUNTY OF Clay James A. D. 1894 personally be

On this the 16 day of January, A. D. 1894, personally be

fore me, J. G. W. Langhlin, J. P. & Esq. a Notary Public, in and for the

county aforesaid, duly authorized to administer oaths, appeared. *Miss Martha Wilson*  
*May*

aged 60 years, a resident of Gray  
Mass.

County, and State of Texas whose postoffice is Spring  
 I declare that he is well acquainted with one Newk

who after being duly sworn according to Law, says that he is well acquainted with \_\_\_\_\_  
*Haney* the claimant named in the above entitled claim to Chen

has Indian citizenship and have known the said claimant for ..... 48 years .....

2. 11. 1999

1 Affiant further says that the said Newt Harvey

the identical person, it would be  
to himself to be a

represents himself in

(No. 6) *Other* ..... *William Haver* ..... Family, who

name he believes, appears upon the Census rolls, that were taken by the United States government

blood, of the Cherokee Tribe of Indians in the year. 1835. H. H. H. H. H.

Affiant further says that she believes the said newspaper.....

to be of Cherokee Indian blood, and rightfully belongs to the Cherokee Tribe of Indians.

Affiant further says the above statements are true to the best of [redacted] knowledge and belief.

*Martha Wilson*

Subscribed and sworn to before me this 16

day of January ..... A. D. 1888

Notary Public

My commission expires.....

GENERAL AFFIDAVIT.

IN THE MATTER OF CLAIM

Of Newt Haney To Cherokee Indian Citizenship.

AFFIDAVIT OF

Mrs R. D. Haney of the

STATE OF Texas

COUNTY OF Greene

On this, the 16<sup>th</sup> day of February, A. D. 1894, personally be-

fore me, A. H. Wood, a Notary Public, in and for the

county aforesaid, duly authorized to administer oaths, appeared Mrs R. D. Haney

aged 67 years, a resident of Greene

County, and State of Texas, whose postoffice is Greenville, Texas

who after being duly sworn according to Law, says that she is well acquainted with one Newt

Haney, the claimant named in the above entitled claim to Chero-

kee Indian citizenship and have known the said claimant for 48 years

Affiant further says that the said Newt Haney is

the identical person whom he

represents himself to be

and no other

and is a direct lineal descendant of the William Haney Family, whose

name he believes, appears upon the Census rolls, that were taken by the United States government by

blood, of the Cherokee Tribe of Indians in the year, 1885

Affiant further says that he believes the said Newt Haney

to be of Cherokee Indian blood, and rightfully belongs to the Cherokee Tribe of Indians.

Affiant further says the above statements are true to the best of his knowledge and belief.

Mrs R. D. Haney

Subscribed and sworn to before me this 16<sup>th</sup>

day of February, A. D. 1894

A. H. Wood,  
Notary Public.

My commission expires June 1<sup>st</sup> 1895

Efficiants of  
Robert Henry  
and  
Sarah Henry.

State of Arkansas }  
County of Washington }

Be it Remembered, That on this day  
personally appeared before me  
a Notary public. ~~At~~ within and  
for said County.

Robert Haney, and Sarah Haney,  
Each of whom Being sworn, on  
Oath Shites, we Her. present and  
consequently Witnessed the Marriage  
of Amanda J. Haney, to Wm A. -  
Swagerty, their Marriage occurred  
on the first day of October 1874.

Sarah Haney  
R. C. Haney

Sworn to and  
Subscribed before me this  
4<sup>th</sup> day of August 1896.

W. J. Hogg,  
Notary public.

My term Expires  
Sept 29<sup>th</sup> 1898.



Testimony by claim  
of Amanda J. Swagerty.

Statement of Mary G. Haney,  
and W. W. Haney

State of Arkansas. }  
County of Washington }  
personally appeared before  
me a Notary public. Within and  
for said County.

Mary G. Haney, and W. W. Haney,  
both being of the County of Washington  
in said State. We have each  
of us been acquainted with  
Annie L. Sager (the claimant  
in this case) from the date  
of her birth.

Said claimant being a daughter  
of Nathan and Rebecca L. Haney.  
Said Rebecca L. Haney was a full  
sister of Timothy Harley Haney  
Indian blood. Said Timothy  
Haney was a son of William  
Haney who married Hiram Jolley.  
We neither of us have any  
interest in this claim.

Wm Loring W. W. Haney  
Mary G. Haney  
Gmsh

Sworn to and subscribed  
before me this 17<sup>th</sup> day  
of August 1876.

Com Expires.  
Sept 29, 1878.

W. J. Hagg  
Notary public

Testimony of  
Mary G. Haney  
and H. H. Haney,  
Claim of  
Newt Haney.

Statement of Mary G. Haney  
and J. H. Haney.

State of Kansas  
County of Washington  
I, J. H. Haney, a Justice of the Peace and  
notary public for said County, Mary G. Haney  
and J. H. Haney, who being duly sworn  
in and sworn to the State of Kansas  
of the said State and personally ac-  
quainted with said Haney (the  
claimant in this case) I, Mary  
G. Haney have known him from  
the date of his birth, and J. H. Haney  
has been of age since the  
first of January from the first  
of January, said claimant is a  
son of William and Rebecca Haney  
said Rebecca being a full  
sister of Timothy Haney, formerly  
Indian Agent, said Timothy Haney  
was a son of William Haney, who  
married Mrs. Maria Jolley. We  
neither of us have any interest  
in this claim.

We can state the said Haney  
is the identical person who is applying  
for citizenship in the United States.

Witness my hand and seal this 17th day of  
August 1896. Mary G. Haney  
J. H. Haney  
Term Expires Sept 27, 1898. J. H. Haney, Justice.



*Affidavits of  
Mary G. Harney  
and W. H. Harney  
claim of "  
New Harney.*

---

POOR ORIGINAL -  
BEST AVAILABLE COPY

Statement of Mary G. Haney  
and W. W. Haney.

State of Arkansas.  
County of Washington.

personally appeared before me W. J. Hogg,  
a Notary public within and for said  
County.

Mary G. Haney, and W. W. Haney.

Who being by me duly sworn on  
oath &c. We have each of us

been well and personally acquainted  
with Newt Haney the claimant

in this case. I Mary G. Haney have  
known him from the date of his  
Birth. and I W. W. Haney have known  
him from my first recollection.

Said claimant was a son of Nathan and  
Rebecca P. Haney, said Rebecca P. Haney  
being a full sister of Timothy Haney  
having Indian blood.

Said Timothy Haney was a son of  
William Haney. who married  
Elizabeth Jolley. We neither of us  
have any interest in this claim.

We can state the said Newt Haney  
is the identical person who is Applicant  
for Citizenship in the Cherokee Nation.

Witness my hand and seal this 17th day of August 1896.

Sworn to and subscribed before me this 17th day of August 1896.  
W. J. Hogg. Notary public.

POOR ORIGINAL -  
BEST AVAILABLE COPY

## Citizenship Document Receipt.

EXECUTIVE DEPARTMENT,  
CHEROKEE NATION.

TAHLEQUAH, INDIAN TERRITORY.

1896

Received from

*Newton Haney, Wholly, Ark.* *Aug 27th* copies of

the following documents, to-wit:

*Application (joint) of Newton Haney and Amanda Swagerty. Also affidavits of Mary G. Haney, W. H. Haney, Matt Christie, John R. R. J. G. McLaughlin, Mrs. R. D. Haney, Martha Wilson.*

certified to by

*Senate-*

as true and correct copies of the originals, and constituting all of the testimony submitted to the Dawes

Commission in support of the claim of

*Newton Haney and Amanda Swagerty*

for Cherokee citizenship.

By

*Frank J. Garrison*  
*Atty for Cherokee Nation.*

EXECUTIVE SECRETARY, CHEROKEE NATION, INDIAN TERRITORY.

No 285  
Cherokee Citizenship  
Petition  
of  
Newton Nancy et al.  
Original

Filed Aug. 27, 1896.  
At W. J. Faraway  
Secy.

Wheeler, W. H.



UNITED STATES INDIAN TERRITORY  
FIRST JUDICIAL DIVISION.

BEFORE THE DAVES COMMISSION.

IN THE MATTER OF THE CHEROKEE CITIZENSHIP  
OF NEWTON HANEY AND AMANDA J. SWAGERTY  
CHEROKEES BY BLOOD.

PETITION.

Your Petitioners respectfully represent and petition that they are Cherokee Indian by blood, that they trace their Cherokee blood from their Mothers side of the family and her ancestors,

That this petitioner Newton Haney was born in Polk County state of Tenn, is 51 years of age, his Post Office address is Vernon Wilbarger County Texas, That your petitioner Mrs Amanda Swagerty is 42 years of age her Post Office address is Wheeler Washington County Arkansas,

That she was born in Bradley County Tenn, and that both these petitioners were raised in said Bradley County and on what was known as the Cherokee purchase,

That they are Son and Daughter of Nathan B. Haney, and Rebecca D. Haney ~~That these petitioners whose~~ Maiden name was also Haney,

That these petitioners are the legitimate fruits of said marriage and born in lawful wedlock,

That their Mothers Fathers name was William Haney, and their Mothers Mothers maiden name was Kisire Jolly and lawfully married said William Haney,

That one Timothy Haney's wife, Mrs Mary G. Haney made application for Cherokee Citizenship before the Cherokee council in the fall of 1891 (the exact date not known) certified copies of affidavits by witnesses Watt Christie and John Ross, which were filed in that case, are herewith filed, and petitioners ask that these affidavits be taken and used and read in their behalf herein,

That this said Timothy Haney, was a full lawfull brother of our Mother,

That said claim so filed was never acted upon by the Cherokee authorities That awaiting the final determination of that Claim deterred these petitioners from sooner making application and proving up their citizenship as they being Nephew and Neice of said Timothy Haney and wife would have profited by the result of that action,

OF HAZARD HAVING A WED WATKINS 1-2-20-1900  
IN THE STATE OF INDIANA, CHIEF JUSTICE

DEACON AND JAMES COLLIERSON.

PLEASE INDICATE DIVISION.

and would have enabled each of them to have moved to and settled in this Nation years ago, and these petitioners present this as a reason why they are not now residents of this Country,

In addition to the evidence above mentioned your petitioner submit herewith the evidence of the following named persons, Mrs Martha Wilson, Mrs R.D.Haney, Sarah Haney and Robert Haney,

These petitioners further represent and petition ,that they are both married and have familys, That your petitioner NewtonHaney's wife's name is C.C.Haney, That their living children's names are, William W. Haney, age 24ys, Bob Haney, age 22ys, Lelia A.Haney 18ys, Ella A. Haney age 16ys, John N. Haney age 10ys

That your petitioner Amanda J. Swagerty nee Haney is married and her husband's name William A.Swagerty,

That their living children's names are Arthur C.Swagerty, 16 ys, Orrie M.Swagerty, age 12ys, James D.Swagerty, age 9ys, and William N. Swagerty, age 7ys,

These petitioners have been informed and believe ,that an examination of the authenticated Cherokee Rolls created between and including 1835& 1852 will disclose an enrollment of the Haney family, and are satisfied that such examination will show the name of our Grand mother Kisire Jolly (nee Haney ) and her kinsman are so enrolled,as and among the Eastern Cherokees, We feel perfectly safe in stating that our said ancestors did not take reservations among the Eastern Cherokees, for if such had been the case we should have heard of and known it ,

That under and by virtue of Treaty Stipulations, and the constitution and laws of the Cherokee Nation Indian Territory, These petitioners and their said children above named are entitled to admission and re-admission to full and equal Cherokee citizenship ,

That this application is sincerely made in good faith for the sole purpose of emigration to the Cherokee Nation Indian Territory, and that these petitioners and their familys may become identified with the Cherokee tribe of Indians and making a permanent abode in said Cherokee Nation and Indian Territory ,

That this branch of the Haney-nee Jolly family have delayed making their application until this time because they did not wish to be classed as intruders or violators of law, and because this is seemingly the first

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of my office, at the County of \_\_\_\_\_ State of \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 1896.

unbiased Court before whom they could present their claim for adjudication

WHEREFORE:- Your petitioners pray that they and their said children be admitted to full citizenship in the Cherokee Nation, That they take have and enjoy all and full equal rights, with all other native born Cherokees, and that they secure and enjoy all benefits resulting therefrom and that they each be duly enrolled as such and such other relief as may seem equitable and just.

Newton Haney  
Amanda F. Sargent

Newton Haney of lawful age who being by me duly sworn deposes and says, That he is one of the petitioners above named, That he has heard the above petition read and knows the contents thereof, That the facts and statements therein made are true in substance and in fact, except such as from their nature are not within his own knowledge and such statements he believes to be true,

Newton Haney

Subscribed and sworn to before me this 24 day of August A.D. 1896.

W. H. Hobbs  
Notary Public  
My com ex March 72 1900.



Statement of Witt Christie

(Continued)

County of Lake District  
member nation and family }  
Personally appeared before me H. H. Bennett,  
Clerk in and for said Dist and  
nation, Witt Christie to me well known  
and makes the following statement  
to me to-wit:

I am a Cherokee Indian by blood, -  
and live in the above named Dist and  
nation. I came to this nation from  
the state of North Carolina in the  
year 1832 or during the large emi-  
gration of the Cherokee Indians.  
I know many of the Indians  
who did not come West at that time.  
I personally knew Timothy Haynes,  
who was the son of one William  
Haynes who married Kisine Jolley.  
The said Kisine Jolley was a Cherokee  
Indian by blood and was the mother  
of Timothy Haynes. They living in  
Ketherford Co North Carolina. The  
said Timothy Haynes was to me  
well known as a Cherokee Indian  
by blood and was recognized as the  
same by those who knew him, per-  
sonally in the state of North Carolina.  
I was acquainted with Timothy  
Haynes after he moved west, and



V.

Watt Christie (Copy)

Settled in the state of Arkansas, Benton Co, and knew him there and there to be a Cherokee Indian by blood — deriving the same from Lizine Harry his mother whose maiden name was Lizine Jolly. Then became the wife of one William Harry who was the father of the said Jimmie Harry.

Imprisoned  
Deaf of Dist  
Clark.

Watt Christie  
The within sworn and subscribed to before me this the 29<sup>th</sup> day of August 1891. J. R. Garrett Clerk of the Cherokee District in the nation.

I hereby certify that the above and foregoing two pages is a true, correct and complete copy of the affidavit of Watt Christie and now on file in the Archives of the Cherokee Senate at Tahlequah, Okla. in the case of Jimmie Harry applicant for Citizenship in the Cherokee nation.

Brown Hitchcock  
Assistant Clerk of the Senate branch  
of the National Council, Tahlequah  
Cher' Nat' Ind' Ter.  
August 29<sup>th</sup> 1891.

1.  
Affidavit of John Cass  
(Authenticated)

Goring Snake Dist }  
Cherokee Nation }  
Indian Territory }

Personally appeared before J. P. Gennett  
Clerk in and for said Dist and Na-  
tion John Cass, after being duly  
qualified makes the following stat-  
ment to wit: I am a citizen of  
Abert District Cherokee Nation  
by blood and came to this country  
and Nation since the late Civil War,  
from the state of North Carolina,  
and I am well versed in the history  
history of the Eastern Cherokees.  
I was Prin Chief of that band of  
Indians for eight years and knew  
most all the Cherokee families of In-  
dians in that country, I was per-  
sonally acquainted with Timothy  
Honey who was the son of Kisine  
Honey whose maiden name was  
Kisine Talley and became the law-  
ful wife of one William Honey who  
lived in Cetherford Co. North Car-  
olina, I knew the said Kisine Talley  
who was the mother of the said Tim-  
othy Honey, to be a Cherokee Indian  
by blood, and was recognized as  
the same by those who knew them

V.

John Cass - (Copy)

Personally, I know the said Timothy Haney to be the son of Kisine Haney whose maiden name was Kisine Jolley, and know him to be a Cherokee Indian by Blood deriving the same from his mother Kisine Haney who was one fourth (1/4) Cherokee Indian by blood, I knew the said Timothy Haney in North Carolina Rutherford Co, and knew him to be a Cherokee Indian by Blood, deriving the same from the mother - I further knew the yoresaid Timothy Haney after he moved West and settled in Benton Co, Arkansas, and conversed with him at his own home in Arkansas, on the subject of his claim of Citizenship in the Territory, and knew him to be of Cherokee Indian Blood, without a question of Doubt.

John Cass his mark.  
Sworn to and subscribed before me this the 28<sup>th</sup> day of August 1891.

J. R. Garnett Clerk of Song-Snake District Cherokee Nation -

I hereby certify that the above and foregoing two pages is a true, correct and complete copy, of the affidavit of



John Case in the case of Timothy  
Laney applicant for Cherokee citizenship  
in the Cherokee nation, and now on  
file in the archives of the Cherokee  
Senate at Tahlequah C. S. 22.

Brown Hitchcock -  
Assistant Clerk of the Senate branch  
of the National Council -  
Tahlequah C. S. 22.

I John L. Adair Executive Secretary  
of the Cherokee nation do hereby certify  
that Brown Hitchcock is the Assistant  
Clerk of the Senate branch of the  
National Council and that he  
this day appeared before me  
and acknowledged to the sign-  
atures to the accompanying two  
Certificates to be his and genuine  
Tahlequah C. S. 22.

August 12<sup>th</sup> 1886.

John L. Adair  
Executive Secretary.



Nation's No. 12

Commission's No. 12

In re Application of

James H. H. H.

**Demurrer and Answer.**

FILED SEP 7

A. S. M.

CO. R.

Before the Honorable, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabanis, and  
A. B. Montgomery, Commissioners.

In the matter of application of.....

Nation's No.....

Commission's No.....

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the  
said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy,  
and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant.....  
entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said appli-  
cation, says that.....

..... through whom the petitioner..... claim, to derive..... right  
to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since  
the removal of said Nation, west to the Indian Territory as at present located and defined; that his name  
does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now  
reside, or ever have resided in the Cherokee Nation and Indian Territory.

Having fully answered, your respondent asks to be hence dismissed.

*S. H. Mayes* having been first duly sworn, states that the matters contained in the foregoing answer,  
are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the..... day of..... 1896.

NOTARY PUBLIC.

**End**

838



REGISTRY RECEIPT.

Post Office at

Registered

Letter  
Parcel

No.

Rec'd

189

of

addressed to

P. M.

Exhibit 5 Sept. 5/1876

I, John H. [unclear] do hereby swear that on the  
5th day of Sept, 1876 I saw a package  
registered at the post office at [unclear]  
[unclear] addressed to [unclear] of the [unclear]  
[unclear] at [unclear] [unclear], and that  
[unclear] receipt to [unclear] to attached  
[unclear] [unclear] [unclear] [unclear] [unclear]  
[unclear] true copies of the appli-  
cation of Joseph H. [unclear] and of  
the affidavits of John [unclear] & H. [unclear]  
Joseph H. [unclear] M. M. [unclear] David  
[unclear] [unclear] [unclear] [unclear] [unclear]  
[unclear] in support of same.

Patrick [unclear]

Subscribed and sworn to before me  
on the 5th day of Sept, 1876

Edward [unclear]  
N.P.

My Comm. &  
Ex. 27<sup>th</sup> 1866.



The fourth of the same named Nancy.  
This affidavit being with several others  
was placed in the hands of H. H. Norwood  
to present to the Council which he never  
did not trust it. Therefore present his  
affidavit having also a statement to  
be made.

The fifth affidavit is that of a woman,  
the name of the party that of the preceding  
one. I cannot have gotten others but  
thought it was necessary. The said  
John F. Norby lived at Webb's Falls  
in the year 1874 & 1875 & 1876  
and was a party to the same.

The sixth affidavit is that of William  
H. Benson a man who lives at  
the same place. That the  
said John F. Norby was from Georgia  
and brought a daughter with him  
by the name of Nancy and that  
Nancy was my mother.

The fifth affidavit is substantially  
the same as the fourth. Both have  
intimate acquaintance with the  
children, their habits & customs &c.

The sixth affidavit is that of  
Edwin Lavin who also lives



... ..

He is ready to  
leave his office in the morning

From 1871-1874 moved to Cherokee County  
to reside in Aug. 1874 moved to the  
Cherokee Nation, T. where I have  
settled permanently and afterwards lived  
to be a resident.

17. *Regeneration* 1871

John, his son, and Nancy, the grand daughter left that country before 88 and moved to Warren County, N. H. where they both lived and died.

Joseph K. Garrison

# APPLICATION FOR ENROLLMENT.

To the Honorable Henry L. Dawes, Frank C. Armstrong, Archibald S. McKennon, Thomas B. Cabiniss and Alexander B. Montgomery, United States Commissioners, authorized by an act of Congress of June 4th 1896, to hear and determine claims for citizenship in the Cherokee Nation;

GENTLEMEN:—

The undersigned, your petitioner, Joseph H. Clawson  
for and on behalf of Himself and  
Children

and heirs, this day make their application to you for the purpose of being placed on the revised roll of Cherokee Indians and of those entitled to share in the distribution of the funds and allotments of lands in the Cherokee Nation by virtue of their Cherokee blood, and Petitioner state that they are Cherokee Indians by blood, deriving the same from John Shields who was the father of Joseph H. Clawson. John Shields was the mother of Joseph H. Clawson. The said Joseph Shields and Nancy Shields left the Cherokee Nation in Ga. in about 1822-23. He to Indiana where petitioner was born and lived until 1875 moved to Kansas and resided there until Aug 1894 when he moved with his family to Cherokee Nation I. T. where he now resides. The said John Shields whose name will be found on the authenticated rolls of the Cherokees by blood, taken in the years 1825  
the same to be submitted to your Honorable Commission for a full and complete investigation, and if found correct as stated, to be granted all the rights, privileges and immunities of Cherokee citizens, and petitioner herewith files like proof in support of said claim, and respectfully awaits the time when said application shall be heard and tried.

Respectfully submitted,

Joseph H. Clawson

Enrollment of family, with relationship attached, as follows:

Names.	Ages.	Relationship.
<u>Gilbert Arthur Clawson</u>	<u>22</u>	<u>John Shields</u>
<u>William Roy "</u>	<u>16</u>	<u>Joseph Shields</u>
<u>Willard "</u>	<u>13</u>	<u>Nancy Clawson ne Shields</u>
<u>Bennie Dean "</u>	<u>11</u>	
<u>Louis Lloyd "</u>	<u>6</u>	
<u>Joseph H. Clawson father</u>	<u>47</u>	
<u>John</u>		

IN WITNESS WHEREOF at hereunto set my hand this 4th day of Sept 1896.

Joseph H. Clawson  
me

United States of America.  
Indian Territory,  
Northern District

*Joseph H. Clausen*

.....of lawful age being duly sworn states that he knows the facts set forth  
in the above and foregoing application and that the same are true as he verily believes.

Subscribed and sworn to before me on this the *4th* day of *October* 1896

*Joseph H. Clausen*  
*Notary Public*

My commission expires *Feb 27th 1900*

Notary Public.

No 1

State of Illinois - } ss  
County of Champaign  
On the 16 day of Oct 1891 personally  
came before me a Notary Public  
in and for said state and county  
John Fields who being duly sworn  
states that Joseph H. Clawson of  
Columbus Illinois is a son of  
Nancy Clawson. ~~to~~ nee Fields  
and that the said Nancy Clawson  
was a daughter of Joseph Fields  
and that Joseph Fields was a  
son of John Fields who was  
a Cherokee Indian - and who  
lived in the old Cherokee Nation  
territory further states that his  
post office address is Sadlers  
Champaign County of ~~Champaign~~ Illinois  
of Illinois - and that he is 64 years  
of age John Fields

sworn to and subscribed before me  
this day, and I certify that the affiant  
is well known to me and is worthy  
of credit - and is well known in  
this community and reputable.  
Witness my hand and seal this the  
16 day of Oct 1891

Nichols  
Notary Public



Cherokee Nation  
Quidiac Territory 3

On the 29<sup>th</sup> of July 1896 personally came before me a Native Public in and for said Territory A. H. Norwood who being sworn on oath stated that about the year 1890 he had in his possession - an affidavit made by John L. McBay, who was a prominent Cherokee, worthy of belief - and who was very old, and that the said John L. McBay, stated that he well knew Joseph and John Fields Cherokees who lived in Georgia prior to 1835, in the old Cherokee Nation - and that he knew them to be Cherokees and that Joseph Fields had a daughter named Nancy, and that Joseph Fields left the old Cherokee Nation before the Cherokees did - and affirms that since this statement was made the said John L. McBay, died - and that he has lost or misplaced the affidavit and that the same cannot be furnished

A. H. Norwood

Coming to and subscribed before me this the 29<sup>th</sup> day of July 1896

William C. Hall,

Notary Public.

My commission expires Jan 16<sup>th</sup> 1900

Witnessed J. July 30/1896

On the 30<sup>th</sup> day of July 1896 personally appeared before me a notary public in and for said territory, J. H. Clawson who being sworn on oath states that about the year 1870 he delivered to A. H. Harwood an affidavit made by John L. McCoy in the same year who was a creditable and respectable man worthy of belief and who must have been near 85 years of age, and stated that he was well and personally acquainted with Joseph Fields who was the son of John Fields, Cherokees who lived in Georgia prior to the year 1835 in the old Cherokee Nation, and that the said Joseph Fields had a daughter by the name of Nancy, and that the said Joseph Fields left the Old Cherokee Nation before 1835. Affiant further states that since the statement was made the said John L. McCoy died.

J. H. Clawson

Subscribed and sworn to this the 30<sup>th</sup> day of July 1896

J. D. Cox

Notary Public

my Comm. Ex. June 10<sup>th</sup> 1897

POOR ORIGINAL -  
BEST AVAILABLE COPY

No. 4

In the nature of business of Joseph W. B. & Co. to let and I will let Joseph

*Yucca elata*, *Sarcocolla*, *Echinops*, *Opuntia*, *Cylindropuntia*.

547

100

2<sup>nd</sup> 10 y 8 July 1874

Y. F. B. 1888. The first assigned.

110. ... ..

[illegible]

1. The first of these is the fact that the

1. The first part of the document is a list of names and titles, including "The Hon. Mr. Justice" and "The Hon. Mr. Justice".

\_\_\_\_\_

1870

1891

1870

*[Faint handwritten notes at the bottom of the page]*

Off. of the ... to ... of ... County

6

10. 11. 1900. du Ch. et T. n. d.

Let it be as the other two.

and the front of the

the ... of the ... people

Q. L. ... ..

2. A descendant and is a Son of one thing

C. so. ...

John Teste lived in Chatham County and State

*E. ... ..*

that he was well acquainted with the subject.

David & Susan Emerson on the (to be) bridge

his different species. *Quercus* is not tall, it is

POOR ORIGINAL -  
BEST AVAILABLE COPY



I, the undersigned, a Notary Public in and for the State of Kansas, do hereby certify that the within and foregoing is a true and correct copy of the original of the same as the same appears in the records of my office.

William M. Benson

Notary Public in and for the State of Kansas

2nd July, 1896

J. W. Benson

MY NOTARY COMMISSION  
EXPIRES JANUARY 8, 1896.

Notary Public

Lawrence, Kansas

7  
 1000 1000  
 1000 1000  
 1000 1000  
 1000 1000  
 1000 1000  
 1000 1000

No. 5

And the said Charles is the son of

the said John and Mary

the said John and Mary

the said John and Mary

the said John and Mary

the said John and Mary

the said John and Mary

the said John and Mary

the said John and Mary

the said John and Mary

the said John and Mary

the said John and Mary

the said John and Mary

the said John and Mary

the said John and Mary

the said John and Mary

the said John and Mary

the said John and Mary

the said John and Mary

the said John and Mary

the said John and Mary

the said John and Mary

the said John and Mary

the said John and Mary

the said John and Mary

the said John and Mary

the said John and Mary

the said John and Mary

the said John and Mary

the said John and Mary

the said John and Mary

the said John and Mary

the said John and Mary

the said John and Mary

the said John and Mary

the said John and Mary

the said John and Mary

David Do Tj

Asa Dennison Notary Public  
Residence Columbus Kansas



State of Indiana } ss  
Warren County }

Personally appeared before me a  
Notary Public in and for the  
Affairs of State and County  
Edwin Town who being duly  
sworn upon his oath says that  
he was well and personally  
acquainted with Joseph Fields  
who was the father of Nancy  
Fields who married Timothy  
Clanson who was the mother  
and father of Joseph H. Clanson  
Affiant further swears that  
said Joseph Fields was of  
Indiana Blood and that he  
came to Indiana from the  
South. This affiant knows from  
Personal Knowledge by being  
well acquainted with the  
Parties herein named.

Edwin Town

sworn and subscribed to before  
me this 24<sup>th</sup> day of May 1895-  
John P. Plunkel  
Notary Public

#1040

Joseph H. Clason

as

Charlotte N. Clason

Filed Sept 27  
1896

A. S. McKenyon  
Comr

so Chelsea  
Et.

102

State of Indiana } ss.  
Warren county }

for the matter of claim of Joseph  
H. Clauson. to Cherokee. Indian  
citizenship personally appeared  
Before me John P. Bennett a  
Notary Public in and for the  
aforesaid county and State, John  
Kollger, who being duly sworn  
upon his oath says that he was  
well and personally acquainted  
with Joseph Fields, who at one  
time resided in Warren county,  
Indiana and who died in about  
the year of 1857. affiant also  
says that he was well and  
personally acquainted with Nancy  
Clauson M. Fields, daughter of  
said Joseph Fields and that  
said Nancy was the mother of  
Joseph H. Clauson, now a  
Resident of Indian Territory  
and affiant further saith not

John Kollger

Sworn and subscribed to before me  
This 7<sup>th</sup> day of Jan. 1895-

John P. Bennett  
Notary Public

Nation's No. 2267  
Commission's No. ....  
In re Application of

J. H. Clauson

**Demurrer and Answer.**

FILED SEPT. 23. 1897

A. S. MCKENNON

COM 'R'



Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of

*J. H. Clawson*

Nation's No. *2267 -*

Commission's No. ....

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant *is* entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said application, says that *John Fields*

through whom the petitioner *claim* to derive *this* right to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now ~~reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.~~

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *Hastings Hutchings & B. B. Bannister* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the *21* day of *Sept*, 1896.

*D. J. Ball*

NOTARY PUBLIC.

**End**

839

#622  
affidavit of 839  
Dannell P. Dannells  
Attorney  
Caffrey  
Dann

Thos. Lee

To be put with  
the case  
of  
Dannell  
Dannells  
D.P.

Charles Mellett



*C. H. Taylor atty.  
at Law*

| FILED SEPT. 9 1896. ☆

☆ A. S. McKENNON ☆

— COM 'R —

*James P. Danner  
m.  
Shirley Walker*

4622

4622

Daniel P Daniel

vs

Shirley Walton

COM 'R -

A. S. MCKENNON

FILED SEPT. 9 1896

C H Taylor atty  
Coffeyville Kan

REGISTRY RECEIPT.

Post Office at

Registered Letter Parcel

No.

653

Rec'd.

VINITA  
SEP 9 1896  
Cherokee Nation, Ind. Ter.

189

of

W. H. Taylor

addressed to

J. H. May  
Tulipah 25  
Ok. Territory

**Commission to the Five Civilized Tribes.**

VINITA, IND. TER., ..... 1896.

See that you swear to your Petition.

Evidence of service of copies on the Chief or Governor may be secured as follows:  
If convenient get his receipt to file with your papers. If you cannot do this, register to him, and have some disinterested person to make affidavit in form about as follows:

I, J. L. Skaggs, do solemnly swear that on the 9th day  
of September, 1896, I saw a package registered at the postoffice at  
Vinita, addressed to Hon S H Meyer  
Governor or Chief of the Cherokee Nation, Tahlequah  
Ind. Ter., that registry receipt, No. 658, received from postmaster, hereto attached,  
is a receipt for said package, which contained true copies of the application of  
Daniel P. Daniels and of the affidavits of Daniel P. Daniels  
and ..... in support of same.

Subscribed and sworn to before me on this 9 day of Sept 1896  
J. L. Skaggs  
may Comm Expires June 7, 1897 R B Deery not Put  
Attach receipt to this affidavit and send with papers to the Commission at Vinita,  
Indian Territory. This takes the place of the former instructions, as we understand  
that packages are not promptly receipted for by the Chiefs and Governors.

For the Commission.



To the Hon Dawes Commission

The attached affidavit belongs  
to the Samuel P. Danneberg case  
and we Respectfully ask that  
it be filed with his claim

C. H. Taylor  
Attorney

Cherokee Nation

Correspondence with D. H.

Piercingly - appeared  
before me - I am a full  
well known - creditable

Cherokee Nation - D. H.

He is a full - creditable

He is a full - creditable

He is a full - creditable

He is a full - creditable

He is a full - creditable

He is a full - creditable

He is a full - creditable

He is a full - creditable

He is a full - creditable

He is a full - creditable

He is a full - creditable

He is a full - creditable

He is a full - creditable

He is a full - creditable

He is a full - creditable

He is a full - creditable

He is a full - creditable

He is a full - creditable

He is a full - creditable

He is a full - creditable

He is a full - creditable

He is a full - creditable

He is a full - creditable

He is a full - creditable

He is a full - creditable

He is a full - creditable

He is a full - creditable

He is a full - creditable

He is a full - creditable

He is a full - creditable

He is a full - creditable

He is a full - creditable

He is a full - creditable

He is a full - creditable

and under the Great Seal  
of the State,

Daniel P. Daniel  
Subscribed & sworn to before  
Me this 8th day of Sept AD 1894

W. H. Gibbs  
Notary Public  
(My Comm. Ex. Mary) 1900

**End**



840

No 1330.

Sarah A. E. Criswell

v

Cherokee Nation

Filed 7 Sept. 1896  
H. M. Jocaway  
Clerk.

Repealed

Merlan  
Int. Gen

# APPLICATION FOR CITIZENSHIP.

United States of America, Indian Territory, ss.

THE HON. HENRY L. DAWES, CHIEF OF BUREAU OF INDIAN AFFAIRS, COMMISSIONER, PLANTER, &c.

Your petitioner, the undersigned, being duly sworn on oath, respectfully states that  
 name is Joseph E. A. Criswell age 37 years, last office  
 address, Meriden CT and that he is  
 entitled by blood to citizenship in the Indian Territory for the following reasons:

My father, Rich<sup>d</sup> Russell - son of Parsly Russell  
who was a Choctaw Indian  
in support of my application, after gone to  
O. P. Smith, Wagoner, Ind. - Robert Smith Sen. at 2400  
Ben Russell in Indian Ark

That my family and remaining consists of the following named persons: My Wife  
A. L. Russell age 42 years and my children, as follows:

Mr. E. Criswell, son age 4 yrs. - John P. Criswell  
son age 3 yrs. - Mary Bell Criswell girl age 2 yrs

And respectfully asks to be enrolled, together with each member of my family, as a member of  
 the Choctaw Indians in the Indian Territory.

Your petitioner states the above facts as the lawful grounds of my application for citizen-  
 ship in the said Choctaw Nation, and prays that my claim may be investigated by  
 your honorable body and that I be adjudged to be a citizen of said Choctaw Nation of  
 Indians and entitled to all the rights and privileges pertaining to such citizenship in accordance  
 with the laws and treaties made with the said Nation of Indians.

WITNESS my hand, on this 9 day of Sept 1896.

Witness: Mary M. Sanders Joseph E. A. Criswell

SUBSCRIBED AND SWORN TO before me, the undersigned authority, on this the 9 day of  
Sept 1896, and I certify that the Joseph E. A. Criswell is a responsible  
 and creditable person worthy of belief, and that I am not interested in the matter to which this application relates.

Notary Public  
Robert Smith

**AFFIDAVIT OF WITNESS.**

STATE OF *Ind. Ter.*COUNTY OF Putnam

COUNTY OF Alameda  
BEFORE ME, the undersigned, a Notary Public in and for the county and state  
aforesaid personally appeared ME M B GALE who after being duly  
sworn states that He is 22 years of age, and is a citizen of Pikens  
County and State of Ind and that He is personally acquainted with

Who is an applicant for citizenship in the United States Nation, I.T., and affiant further states that the said John E. Brown is the identical person. He represents himself to be in the application for citizenship in said Nation, and the said

Book E. A. Cinsanti Foster Richard Russell, a son of Rusty Russell who was a brother in law - then a fact is related to me by sister Ruth Russell & his wife Ellice & Russell Burr Russell & John Russell, & an entry below the name with name

Affiant further states that It has known the said Jack E A Crissell for the past 10 years, and knows that It is and has been recognised and treated by the neighbors, acquaintances and the public generally as a person having Cherokee Indian blood, and that the complexion and physical appearance of the said Jack E A Crissell indicate that the said Jack E A Crissell is of Indian blood. That from the above facts and circumstances and from statements made to us by the said Jack E A Crissell, affiant states It his every reason to believe that the said Jack E A Crissell is of Cherokee Indian blood.

Affiant further states that He has no interest whatever in the prosecution of the claim of the said John E. Caswell to citizenship in the Choctaw Nation, I. T.

SUBSCRIBED AND SWORN TO before me, this 14 day of July, A. D., 1966, and I  
further certify that I am well acquainted with the said 2 Mrs. Kelly and know 15  
to be a person of credibility and of truth and veracity.

My Commission expires on the ..... day of ..... 189.....

**NOTARY PUBLIC.**



Hon. Bay L. Gours, Chairman  
Jones Commission, Virginia 55

Dear Sir, I submit herewith to you my application for  
admission in the American Station. With the  
only written evidence for in the American Station I  
could procure — and respectfully refer you to  
O. P. Smith of Highland Park, and Robt. Smith of  
J. Smith & Co. & to Ben. Bassett of Garden City.  
There are old men who will know that my  
father Richard Bassett was a post-Charter  
citizen. — I would respectfully ask that you  
have said parties appear before your honorable body  
and testify as to what they know relative to same.

Very Respectfully  
Submitted

Robert E. A. Bassett

This day appeared personally before me the undersigned  
 Justice of the Peace in the Parish of St. J. - of R.  
 Jennings Postmaster at Worcester & T. who being by me  
 duly sworn, in his oath, states that he has examined both  
 the original & duplicate papers of Sarah E. A. Croisier  
 in his application for citizenship in the Cherokee Nation, and being  
 fully satisfied that the duplicates are true & correct copies of the  
 originals sent to the House Committee at Worcester & T.  
 & that he has this day forwarded said true & correct copies by  
 due course of mail to the Gov or Principal Chief of said  
 Cherokee Nation at Tahlequah, the copy of said  
 Cherokee Nation

R. Jennings  
 Postmaster  
 Worcester & T.

Given & subscribed before me  
 this 1st day of 1906  
 Notary Public

Postmaster  
 Worcester & T.

Nation's No. *2121*

Commission's No

In re Application of

*Arch R.A. Cisner*

**Demurrer and Answer.**

FILED SEPT. 25 1896.

V. S. McKENNON

COURT

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of  
*Joseph E. H. Ciswell*

Nation's No. *2121*

Commission's No. ....

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the  
said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy,  
and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant .....  
entitled to citizenship.

Respondent not waiving his aforesaid demur, but insisting upon the same for answer to said appli-  
cation, says that... *Presley Russell*

through whom the petitioner claim to derive *this* right  
to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since  
the removal of said Nation, west to the Indian Territory as at present located and defined; that his name  
does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now  
reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *Hutchings, Hastings & Bond* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the  
matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the *17th* day of *Sept*, 1896.

*D. J. Bell*

NOTARY PUBLIC.



**End**



Griffin Oxendine matter.

*"Law Office of"*  
*Reinard F. Rodey*

*Albuquerque, New Mexico* Sept 4/96.

H. M. Jacoway, Esq.,

Deputy Cherokee Indian Cong. Com.

Vinita, I.T.

Dear sir: You failed to enclose the instructions as to the method of obtaining service upon the chief, and as time is so short I herewith return you the papers with the application for filing. The same date I wrote you before I sent copies of these papers to the chief or Governor of the Indian nation at Talequah. I hope this will be sufficient.

Very truly yours,

*Reinard F. Rodey*

APPLICATION FOR CITIZENSHIP IN THE  
CHEROKEE INDIAN NATION.

United States of America.)  
Territory Of New Mexico.)  
County of Bernalillo.)  
City of Albuquerque.)

To the Honorable Henry L. Dawes, Chairman, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss and A. B. Montgomery,  
Forming the United States Commission Under Act of  
Congress to settle the question as to who are citizens of the Five civilized Tribes:  
Headquarters at VINITA, I. T.

The undersigned, your petitioner hereby makes this his application to be enrolled and considered as a citizen of the Cherokee Nation of Indians, and in that behalf respectfully represents:  
That as the annexed papers will show, this applicant has heretofore made his application to be so enrolled as a citizen of said nation, thro' one William Lewis, but now beleives that he was deceived and defrauded by said Lewis, and that his said application and proofs were never in fact filed before any person or body.  
That he, your petitioner is a member of the "Croatan" Band of Cherokee Indians of Robeson County in the State of North Carolina, being the son of an Indian named James Oxendine, who was popularly known in his section as "Big Jim Oxendine".  
That your petitioner is about fifty years of age, and was born in said Robeson county, and lived there all his life until about eleven years ago, when he removed to this City of Albuquerque, New Mexico, where he has lived ever since.

Your petitioner further submits, that altho the said annexed papers made by said Lewis, contain many mistakes and blunders as to dates and ages, that in the main the same are correct and were made in good faith and he therefore submits them with this his application for what they may be worth as proofs or to establish any necessary fact.  
Your petitioner further represents that his family at the present time consists of the following members, that is to say:

Garnote Oxendine, his wife aged about .....	35 Years.
Britton Oxendine, his son .....	29 "
Rose Lee Oxendine, his daughter .....	27 "
Ellen Oxendine, his daughter, .....	25 "
Erne Oxendine, his son, .....	23 "
Callie Oxendine, his daughter .....	21 "
Attie Oxendine, his daughter, .....	18 "
Arthur Oxendine, his son, .....	16 "
Eliza Oxendine, his daughter, .....	14 "
George W. Oxendine, his son, .....	11 "

Nearly all of whom now reside at said Albuquerque with your petitioner and are under his care and control.

*Griffin Oxendine*

Petitioner.

Territory of New Mexico.)  
County of Bernalillo.)

On this 28<sup>th</sup> day of August A. D. 1896 before the undersigned, a Notary Public, duly qualified and acting within and for said county in said Territory, and whose commission expires the 19<sup>th</sup> day of May A. D. 1900, personally appeared Griffin Oxendine, who is well and personally known to me to be the same person who signed the foregoing petition, and after having by me first duly sworn the truth to speak, says that the matters and things therein set forth in said petition are true as in the same stated, and that he is a Cherokee Indian of de-



2.

seent as in said petition stated, and that the persons whose names are above set out are all members of his family as in said petition stated And further he saith not. In witness of which statement and oath he here again signs his name.

Griffin Oxendine

In witness of all of which I have hereunto set my hand and affixed my official Notarial seal at my office in said county and Territory the date last above set out.

Richard S. Roddy  
Notary Public as aforesaid.

Certificate:

I, the undersigned do hereby certify that I am a practicing lawyer, living at Albuquerque, N.M., where I have lived for nearly sixteen years last past, and that for about ten years last past I have been acquainted with Griffin Oxendine, the foregoing petitioner and affiant, and have known nearly all of the members of his family as above set out, and that he has ever since I have known him here, been considered as an Indian of the Cherokee Tribe or Nation, and has always so claimed himself to be, and is so considered by all of his neighbors and acquaintances, and by them referred to as such. I further certify that as a lawyer I have many times been consulted by said Oxendine as to his rights in the property and Tribe of the Cherokee Nation, and he the said Oxendine did several years ago make a trip of many months duration overland from here to the said Indian Nation for the purpose of establishing his said rights, but that he employed one Wm Lewis to attend to his affairs there, and from the papers here annexed, and from correspondence had directly by me with said Lewis, I am of the opinion that said Oxendine was deceived by said Lewis, and that the latter took his money, and did not at all attend in any proper manner to the matter as he should have done.

Richard S. Roddy

APPLICATION FOR CITIZENSHIP.

To the Honorable National Council of *Pine Bluff* Nation, Ind. Ter.:

GENTLEMEN:—The undersigned, your petitioner, this day makes this *27th* Application for Citizenship in the *Pine Bluff* Nation, in the Indian Territory, in accordance with the Constitution and Laws of said Nation, and respectfully makes the following statement of the grounds of this *Application*

Application to-wit:  
That *Griffin Ordine* is the *son* of one *W. J. Ordine* who the undersigned fully believes was an Indian belonging to said tribe.

The undersigned hereby presents the above facts as the lawful grounds for this *his* Application for *Citizen* Citizenship by blood, and respectfully awaits the time when *this*

Application shall be truly heard and tried. Respectfully submitted.

Age *44* years, Postoffice *Abbeysburg New Mexico*

Family, with their relationship attached, is as follows:

NO.	NAMES.	SEX.	AGE.	RELATIONSHIP.
	<i>Griffin Ordine</i>	<i>Male</i>	<i>44</i>	<i>Grandchild</i>
	<i>John</i>	<i>"</i>	<i>36</i>	<i>Grandchild</i>
	<i>Rose Lu</i>	<i>Female</i>	<i>34</i>	<i>Daughter</i>
	<i>Ellen</i>	<i>"</i>	<i>22</i>	
	<i>John</i>	<i>"</i>	<i>20</i>	
	<i>John</i>	<i>"</i>	<i>18</i>	
	<i>John</i>	<i>"</i>	<i>15</i>	
	<i>John</i>	<i>"</i>	<i>13</i>	
	<i>John</i>	<i>"</i>	<i>11</i>	
	<i>John</i>	<i>"</i>	<i>10</i>	

In witness of which Application, I hereunto set my hand, on this the *27* day of *June* 189*3*

*Griffin Ordine*  
Subscribed and sworn to before me this *27* day of *June* 189*3*

J. P. BYERS, Attorney.

*J. P. Byers*  
*Notary Public*

J. W. M. A. Lewis Certify that his  
application was presented & filed by  
me in the U. S. Dept of Indian  
affairs this 27 day of June 1893

Attest

Acknowledged before me this 27 day  
of June 1893

J. B. Edwards  
Notary Public

Delivered to the  
July 10 for delivery

Returned to H. Gibson  
July 10 for delivery

J. C. Smith, Senior Clerk, for the  
Application was received from the  
U. S. Dept. of Justice  
appears the 27th day of June  
Acknowledged before me the 27th day  
of June 1913  
J. C. Smith, Senior Clerk



# AFFIDAVIT OF WITNESS.

STATE OF Indian Territory }  
COUNTY OF McFadden } ss.

BEFORE ME, the undersigned, a Notary Public, in and for the County and State aforesaid, personally appeared Alfa Winborn who after being by me duly sworn states that is 40 years of age, and a citizen of the Cherokee Nation County and State of Indian Territory, and that she is personally acquainted with Griffin Oxendine who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant further states that the said Griffin Oxendine is the identical person he represents himself to be in his application for citizenship in said Nation, and that the said Griffin Oxendine is one of the division of the tribe of Cherokee Indians known as the water band or division of Cherokee in Roberson County North Carolina he is a son of James Oxendine probably known as Big Jim Oxendine

Affiant further states that she has known the said Griffin Oxendine for the past 40 years and knows that he is and has been recognized and treated by his neighbors, acquaintances and the public generally, as a person having Cherokee Indian blood; and that the complexion, physical appearance, language and manners of the said Griffin Oxendine indicate that the said Griffin Oxendine is of Indian blood. That from the above facts and circumstances and from statements made to Alfa Winborn by the said Griffin Oxendine affiant states she has every reason to believe, and does believe that the said Griffin Oxendine is of Cherokee Indian blood.

Affiant further states that she has no interest whatever in the prosecution of the claim of the said Griffin Oxendine to citizenship in the Cherokee Nation, I. T., and that is not related by blood or marriage to the said Griffin Oxendine.

Subscribed and sworn to before me this 2<sup>d</sup> day of June A. D. 1893  
and I further certify that I am well acquainted with the said Alfa Winborn  
and know her to be a person of credibility and of truth and veracity.

My commission expires on the 8 day of July, 1896.

# AFFIDAVIT OF WITNESS.

STATE OF Indian Territory  
COUNTY OF Sevier } ss.

BEFORE ME, the undersigned, a Notary Public, in and for the County and State aforesaid, personally appeared Griffin Oxendine who after being by me duly sworn states that he is 76 years of age, and a citizen of the Indian Territory and that he is personally acquainted with Griffin Oxendine who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant further states that the said Griffin Oxendine is the identical person he represents himself to be in his application for citizenship in said Nation, and that the said Griffin Oxendine is one of the division of the tribe of Cherokee Indians known as the Sevier band or division of Cherokee in Robeson County North Carolina he is a son of James Oxendine popularly known as Big Jim Oxendine

Affiant further states that he has known the said Griffin Oxendine for the past 52 years and knows that he is and has been recognized and treated by his neighbors, acquaintances and the public generally, as a person having Cherokee Indian blood; and that the complexion, physical appearance, language and manners of the said Griffin Oxendine indicate that the said Griffin Oxendine is of Indian blood. That from the above facts and circumstances and from statements made to me by James Oxendine for the affiant states, he has every reason to believe, and does believe that the said Griffin Oxendine is of Cherokee Indian blood.

Affiant further states that he has no interest whatever in the prosecution of the claim of the said Griffin Oxendine to citizenship in the Cherokee Nation, I. T., and that is not related by blood or marriage to the said Griffin Oxendine.

Subscribed and sworn to before me this 27 day of June A. D. 1895.  
and I further certify that I am well acquainted with the said Griffin Oxendine  
Lewis and know him to be a person of credibility and of truth and veracity.

My commission expires on the 8 day of July 1896.

#1407

Griffith Oxendine  
Cherokee Nation

Filed Sep. 7<sup>th</sup> 1896  
H. M. Keadon  
Clerk

Accepted

20  
Alliquonke  
N. H.

In re Citizenship of  
Griffin Oxendine in the  
Cherokee Indian Tribe.

*San Office of*  
*Reverend T. H. Hodge*

*Atalequah, Indian Territory, Aug 28<sup>th</sup> 1896.*

To the Hon. Henry L. Dawes,  
Chairman, Cherokee Indian Congressional  
Committee,

VINITA, Indian Ty.

Dear sir:

Today I was called upon by my client Mr. Griffin Oxendine of this City, whom I have done some business for before of the same character, and he showed me a circular setting forth the fact of the passage of the act of Congress under which yourself and others are acting as a commission to settle the question as to whom are citizens of the Five Tribes of the Cherokee Nation of Indians, and which set forth that all persons so claiming citizenship in said Nation should file their application and proofs before your committee at Vinita on or before the 10<sup>th</sup> day of September A.D. 1896.

Mr. Oxendine was afraid and with reason, that he may not be enrolled as a member of any tribe of that Nation, owing to the fact that he has good reason to doubt the sincerity of a man named William Lewis whom he has heretofore employed as his attorney in the Nation to attend to his matters in that regard, and as the time to file his application and proofs is short, I have prepared the enclosed, and addressed one copy to you as above, and also one to the Governor of the Cherokee Indian Nation at Talequah I.T., and have given another copy to Mr Oxendine to keep. The old papers of 1893, application and affidavits are not copied but the originals are sent to you. I suspect that the originals of the same are not on file anywhere, but if they are, and are in your custody that fact will but corroborate the statement made in this application that a former one was made.

If anything further is necessary to be done, will you kindly inform me of that fact, and I will at once see whether or not Mr Oxendine can attend to it.

Very truly yours,

(Enclosures)

*Dear Sir:-*  
*Enclosed please find*  
*instructions as to the method of securing*  
*service on this. All applications must*  
*be filed by Sept 10-96. You will find*



✓  
Nation's No. 632  
Commission's No. 241  
In re Application of

*Eriffin Oxendine*

**Demurrer and Answer.**

FILED SEPT. 9 1896.

**A. S. McKENNON**

**COM 'R'**

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of

Nation's No. 88

Commission's No.

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant is entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said application, says that

through whom the petitioner claims to derive his right to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *H. L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and A. B. Montgomery* Attorneys

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the

*John L. Adair*  
3 day of Sept 1896.

*D. J. Ball*

NOTARY PUBLIC.

**End**

842



**REGISTRY RECEIPT.**

Post Office at \_\_\_\_\_

Registered Letter Parcel No. 37 Rec'd Sept 5, 1896

of W R Rader

Rockwood Linn

addressed to C J Harris

Sehlagwah Ind. Ter.

C. M. Hill, P. M.

**Commission to the Five Civilized Tribes.**

VINITA, IND. TER., \_\_\_\_\_ 1896.

See that you swear to your Petition.

Evidence of service of copies on the Chief or Governor may be secured as follows: If convenient get his receipt to file with your papers. If you cannot do this, register to him, and have some disinterested person to make affidavit in form about as follows:

I, S B Exkridge, do solemnly swear that on the 5 day of August, 1896, I saw a package registered at the postoffice at Rockwood Linn, addressed to C J Harris, Governor or Chief of the Cherokee Nation, Ind. Ter., that registry receipt, No. 37, received from postmaster, hereto attached, is a receipt for said package, which contained true copies of the application of Margot and of the affidavits of B. F. Kirkland in support of same.

J Rader  
and J S Bain

S B Exkridge

Subscribed and sworn to before me, on this 5 day of Sept, 1896.

M. F. Millican Notary Public

Attach receipt to this affidavit and send with papers to the Commission at Vinita, Indian Territory. This takes the place of the former instructions, as we understand that packages are not promptly receipted for by the Chiefs and Governors.

For the Commission.

State of Tennessee  
Hood County & Reasonably appeared  
Benj. F. Kirkland, who being duly  
sworn, says his age is 43 years  
and that he is not a citizen of  
Tennessee, that he knew Jonas  
Timm at Tellico Plains about  
the year 1845, knew him and  
witnessed his death when I saw  
him. He claimed to be of Indian blood  
of the Cherokee nation, and that  
was the reputation that he bore  
in the neighborhood where he  
lived and among the citizens  
Generally, his appearance, and  
the color of his skin indicated  
that he was of Indian blood  
and I believe him to have been  
such, am acquainted with Margaret  
Hader applicant for citizenship  
she is reputed to be the daughter of  
said Jonas Timm and I believe her  
to be the person she represents  
to be I am also acquainted with  
W. H. Hader the reputed husband of  
said Margaret Hader Plaintiff  
I have no interest in the prosecu-  
tion of her claim, his  
H. Kirkland  
B. F. Kirkland

shown to and subscribed before me  
this 26 day of August 1870, I certify  
that affiant is a credible person  
and is reported, I am not con-  
cerned in the prosecution of  
this claim

A. P. Thompson  
Notary Public

for Boone County, Mo., Expires Dec 1871

APPLICATION FOR CITIZENSHIP.

To The Honorable National Council of Cherokee Nation, Ind. Ter.

Gentlemen:—The undersigned, your petitioner, this day makes this her Application for Citizenship in the Cherokee Nation, in the Indian Territory, in accordance with the Constitution and laws of said Nation, and respectfully makes the following statement of the grounds of this her Application to-wit:

That she is the Daughter of one Jonas Linn who the undersigned fully believes was an Indian belonging to said tribe.

The undersigned hereby presents the above facts as the lawful grounds for this her Application for her Citizenship by blood, and respectfully waits the time when her Application shall be truly heard and tried,

Respectfully submitted.

Age 42 years, Postoffice Rockwood Now County Tenn  
Family, with their relationship attached as follows:

No.	NAME.	SEX.	RELATIONSHIP.
	Margaret J. Rader	F	Daughter of Jonas Linn
	W. R. Rader	M	husband
	Nancy Ann Cordile	F	Daughter, W. R. & Margaret J. Rader
	J. S. Hampton	M	husband, Nancy Ann Cordile
	Minnie C. McNelly	F	Daughter W. R. & Nancy J. Rader
	Benj. McNelly	M	husband Minnie C. Rader
	Bethie Rader	F	Daughter W. R. & Nancy J. Rader
	George A. Rader	M	Son W. R. & Nancy J. Rader
	Mary Rader	F	Daughter W. R. & Nancy J. Rader
	Beulah Rader	F	" " " " " "
	Lillian Rader	F	" " " " " "
	Willie Rader	F	" " " " " "

Charles Hampton Son of Nancy C. & J. S. Hampton  
In witness of which Application, I hereunto set my hand, on this the 26 day of August 1896, Margaret J. Rader at Rockwood  
Subscribed and sworn to before me this 26 day of August 1896  
Joseph P. Byers, Attorney at Law J. P. Thompson Notary Public



No. 1368. 842

Wangett J. Rider

v.

~~Rider~~

Coleridge Station

Filed Sept. 7, 96

H. W. Freeman

Seey

Reported

Rochester, Tenn

# AFFIDAVIT OF WITNESS.

STATE OF Tenn  
COUNTY OF Reane } ss.

BEFORE ME, the undersigned, a Notary Public, in and for the county and state aforesaid personally appeared J. D. Bair who after being duly sworn states that she is 17 years of age, and is a citizen of Reane County and State of Tenn and that he is personally acquainted with Margaret J. Rader

Who is an applicant for citizenship in the Cherokee Nation, I. T., and affiant further states that the said Margaret J. Rader is the identical person she represents her self to be in her application for citizenship in said Nation and

that the said Margaret J. Rader is a Daughter of Jonas Sim, known since about the year 1837, at Tellico Plains and other places in Tenn her husb the reputation of being a Cherokee Indian of that half blood and believe from his appearance that he was such he know the father of said Jonas Sim and believes him to have been an Indian

Affiant further states that he has known the said Margaret J. Rader new child hood for the past 17 years and knows that she is and has been recognized and treated by neighbors, acquaintances and the public generally as a person having Indigne blood

Indian blood, and that the complexion and physical appearance of the said Margaret J. Rader indicate that the said Margaret J. Rader is of Indian blood. That from the above facts and circumstances and from statements made to him by the said Jonas Sim Affiant states he has every reason to believe that the said Claimant is of Cherokee Indian blood.

Affiant further states that he has no interest whatever in the prosecution of the claim of the said Margaret J. Rader to citizenship in the Cherokee Nation, I. T.

A. P. Thompson J. D. Bair

H. O. Ramsey  
Subscribed and sworn to before me this 26 day of August A. D., 1896 and I further certify that I am well acquainted with the said J. D. Bair and know him to be a person of credibility and of truth and veracity.

My Commission Expires on Oct 1 day of Oct or Nov, 1896  
A. P. Thompson Notary Public.  
Joseph P. Byers, Attorney at Law.

**End**





No 1343

843

Andy L. Orinwell

vs.

Cherokee Nation

Filed 7 Sept. 1896,  
H. M. Jocoway  
Clerk,

Rejected

Marlow  
Ind. Ter

APPLICATION FOR CITIZENSHIP.

United States of America, Indian Territory, ss.

THE HON. HENRY L. DAWES, CHAIRMAN DAWES COMMISSION, VINITA, I. T.

Your petitioner, the undersigned, being duly sworn on his oath, respectfully states that his name is Andy R. Criswell, age 42 years. post office address Marlow OT, and that he is entitled by Marriage to citizenship in the Indian Territory for the following reasons: having married Martha Moldrip, daughter of James Moldrip who was a Cherokee Indian to satisfaction from the above fact, wife to Bess Moldrip, Mulberry Texas. Todd Moldrip Com. to Anna Texas -

That my family and relationship consists of the following named persons: My wife Martha Criswell is dead years, and 27 children, as follows:

James R. Criswell son Apr 1840  
John Criswell " " 15 "

And respectfully ask to be enrolled, together with each member of my family, as a member of the Cherokee Indians in the Indian Territory.

Your petitioner states the above facts as the lawful grounds of his application for citizenship in the said Cherokee Nation, and prays that his claim may be investigated by your honorable body and that he be adjudged to be a citizen of said Cherokee Nation of Indians and entitled to all the rights and privileges pertaining to such citizenship in accordance with the laws and treaties made with the said Nation of Indians.

WITNESS my hand, on this 3 day of Sept 1896.

Witnesses:

Andy R. Criswell

SUBSCRIBED AND SWORN TO before me, the undersigned authority, on this the 17 day of Sept 1896, and I certify that the man Andy R. Criswell is a responsible and creditable person worthy of belief, and that I am not interested in the matter to which this affidavit relates.

WITNESS my hand and seal of office on this 17 day of Sept 1896.

W. Thompson

Notary Public

STATE OF Ind Ter  
COUNTY OF Pike

BEFORE ME, the undersigned, a Notary Public, in and for the county and state aforesaid personally appeared J. H. Sanders & family who after being duly sworn states that they is 28 years of age, and is a citizen of Pike County and State of Ind and that they is personally acquainted with Andy L. Criswell Who is an applicant for citizenship in the Choctaw Nation, I. T., and affiant further states that the said Andy L. Criswell is the identical person he represents him self to be in his application for citizenship in said Nation and the said He said Andy L. Criswell married Martha Molden daughter of John Molden who was a Choctaw Indian - There on fact as stated to us by said Andy L. Criswell and that we like the son to be true. & that Martha Criswell wife of Andy L. Criswell is dead

Affiant further states that they has known the said Andy L. Criswell for the past 28 years and knows that he is and has been recognized and treated by neighbors acquaintances and the public generally as a person having Indian blood, and that the complexion and physical appearance of the said Andy L. Criswell indicate that the said he is of Indian blood. That from the above facts and circumstances and from statements made to them by the said Andy L. Criswell, affiant states they has every reason to believe that the said Andy L. Criswell is of Choctaw Indian by marriage

Affiant further states that they has no interest whatever in the prosecution of the claim of the said Andy L. Criswell to citizenship in the Choctaw Nation, I. T.

J. H. Sanders  
S. S. W. Rogers

SUBSCRIBED AND SWORN TO before me, this 5 day of April, A. D., 1896, and I farther certify that I am well acquainted with the said J. H. Sanders & family and know they to be a person of credibility and of truth and veracity.  
Notary Public  
My Commission expires on the \_\_\_\_\_ day of \_\_\_\_\_ 1896



Hon. H. L. Jones. Claim your Commemorative

Letter — I send you my application for  
Citizenship in the Cherokee Nation. in behalf  
of my two children. whose names are attached in  
my application. my first wife mother of the two sons  
James L. and David Criswell is dead. I support nothing  
for myself — my present wife makes application in  
her own name for and behalf of her two children  
should you desire further evidence that my first wife  
(Mother Hordship) was connected by blood to the Cherokee  
Indian tribe of Indians — we respectfully refer you to  
Bess Hordship Minter and her son & David Hordship  
Carbondale Texas

Respectfully Submitted  
Aug. L. Criswell



This day appeared personally before me the undersigned Author-  
 ity of Notary Public in and for Pickens Co S.C. J.R. Jennings  
 Post Master of Marion S.C. who being by me duly  
 sworn, in his oath says that he has examined fully & accurately  
 the within paper for citizenship in the Cherokee Nation & S  
 has compared the duplicate with the original, & finds the  
 duplicate correct copies of the original, and that  
 he has this day forwarded by clean cover of mail  
 said true copies to the Gov or Principal Chief of the  
 Cherokee Nation at Longworth, the Capital of  
 said Cherokee Nation.

Given at Pickens Co S.C.  
 this 3rd day of Sept 1896  
 J.R. Jennings  
 Notary Public  
 Marion S.C.

**End**

844

State of Ky County of Carter To Witt  
Personally came before me the undersigned  
Justice of the Peace for the town said County  
and State John H. Watson and Mary Watson  
both of the County of Lewis and State of Ky  
And being duly sworn state that the fore-  
going Affidavit is true and correct  
Subscribed and sworn to this by  
John H. Watson and Mary Watson.  
This the 4 Day of Sept 1896  
J. P. Cooper J. P. C.



No. 1338

844

John Watson et al  
vs  
Cherokee Nation

Filed 7 Sept. 1896  
H M Jacobway  
Clerk

Rejected

Cartier  
Att

I want to be  
gotten a letter from the men of the  
~~the~~ Van (man) I am Cherry kee  
blood I have in me of Cherry kee  
blood in me in my grand mother miss  
thana Lutheland she was 1/4 Cherry kee  
Indian blood in her she lived at Ryeley Po  
Harris County the my mother also was  
Daniel she has 1/4 Cherry kee blood in her  
she lived at Moore Bayou County by  
my name is Eliza Jane Miller these  
four witnesses state that they have known  
this old people for 30 years and they state  
this is Indian blood in them and that  
they allways claimed they amount  
to Eliza Jane Miller

Please place my name on the Cherry kee  
bill on Role together with my witnesses  
~~Eliza Jane Miller~~ Elmer Jacob Miller  
James Enock Miller  
Annie Elisabeth Miller

Provelly Miller

if this Proove is not sufficient Please  
let me no and I will send you the  
Required amount

<sup>the</sup> John H. Watson  
mark  
Mary H. Watson  
John mark

**End**

845



Takeguchi Dior. C. R.

Personally came before me  
James Tilden test. in and  
re Takeguchi Dior. Walter Christie  
also came being duly sworn  
made the following statement:  
He wit.

I am a Cherokee Indian  
by blood, and a resident  
of Long Snake, Dior. C. R. I  
was personally acquainted with  
Takeguchi, Dior. C. R. who lived in Cherokee  
County, North Carolina, and  
said that he was of Cherokee  
blood. Walter Christie  
witness

Sworn and subscribed to before me  
R. M. Dammery  
Shutler J. D. C. R.

Dec 27-1893



Tahlequah Dist. } Personally before me  
Cherokee Nation } Wm. M. C. [unclear]  
Public Northern District Cherokee Nation. I

Came N. Rose who after being sworn as the law directs states that in 1822 he N. Rose filed before the National Council of the Cherokee Nation that the affidavit of Rachel Rose mother of affiant who lived in Alabama and who has been lost, and after diligent search in the office of the Clerk of the Cherokee Senate can not be found and state that the affidavit of Rachel Rose was as follows to the best of his recollection, "That the affiant was the son of Zariah Rose deceased and a grand son of old Zariah Rose who was one fourth Cherokee by blood. That N. Rose was born near Jones Bar Tenn. then the father of N. Rose moved back into North Carolina left there in 1836 to come to this Country and died on his way here. That the affidavit was qualified to before a Justice Public at (over)

Hills Bros Alabama  
Groom and subscribed to before  
me on the 28th day of August 1896

Nathan Rose  
Subscribed and swore  
to before me on the 28th  
day of August 1896  
W. H. McBride  
Notary Public

My Commission  
expires Dec. 20, 1897

I hereby certify that as clerk  
of the Senate of the Cherokee  
Nation I have examined the affidavit  
of Nathan Rose among all  
the papers on my charge  
and have failed to find  
and further to the best  
of my recollection the  
affidavit referred to was  
filed with his Dr. Rose  
for me the Senate on  
1893

This Aug 28th 1896 } Nathan Rose  
Richd. M. Mosey  
Clerk of Senate  
Cherokee Nation



# Citizenship Document Receipt.

EXECUTIVE DEPARTMENT,  
CHEROKEE NATION.

TAHEQUAH, INDIAN TERRITORY,

1896

Received from

*Nathan Rose by self*

copies of

the following documents, to-wit:

*Applications of Nathan Rose, Minerva L. London,  
Martha W. Baumstark, Oliver H. Rose, with  
affidavit of Walter Christie.*

certified to by

*N. N. Warron, Notary Public*

as true and correct copies of the originals, and constituting all of the testimony submitted to the Dawes  
Commission in support of the claim of

*Nathan Rose et al*

for Cherokee citizenship.

By

*Frank J. Baudisch*

EXECUTIVE SECRETARY, CHEROKEE NATION, INDIAN TERRITORY.

*Atty for Cherokee Nation*

## Application for Cherokee Citizenship.

To the Honorable, the DAWES COMMISSION, Vinita, Indian Territory:

The undersigned, Nathan Rose, your petitioner, makes this application for admission to citizenship in the Cherokee Nation, Indian Territory, as a Cherokee Indian by blood, in accordance with all the Treaties, the Constitution and laws of the Cherokee Nation, and precedents established and of record, and respectfully submits the following statement of facts for the grounds of his claim, to wit:

That he is the son of one Isaac Rose and the son of one Isaac Rose and the son of one Isaac Rose who, your petitioner firmly believes, was born Cherokee Indian by blood and duly acknowledged member of the Cherokee tribe of Indians, and from whom he derived his Cherokee Indian blood, entitling him to citizenship in the Cherokee Nation, Indian Territory.

That he and the name of said ancestor should be found to appear on the Census Rolls, taken and made of Cherokees east of the Mississippi river, in the years, 1835, 1840, 1851, and 1852.

And your petitioner respectfully awaits the time this application for admission, together with the proof in support thereof, shall be truly heard and passed upon.

That the age of your petitioner is 56 years; that his postoffice address is Galena, Missouri and that his family, by virtue of Cherokee Indian blood, consists of the following named to-wit:

No.	Names	Sex	Age	Relationship	Remarks.
1	Isaac Rose	M	53	Wife	White Lady
2	Louis R	M	31	Son	
3	Wm R	M	25	Wife	Ch. R. 1
4	Lydia	F	7	Daughter	Ch. R. 2
5	Franklin V	M	5	Son	Ch. R. 3
6	Wm R	M	3	Daughter	Ch. R. 4
7	William	M	1	Son	Ch. R. 5
8	William	M	27	Son	Ch. R. 6
9	Indie	F	22	Wife	Ch. R. 7
10	Wm R	M	4	Daughter	Ch. R. 8
11	Richard	M	2	Son	Ch. R. 9
12	Wm R	M	2	Son	Ch. R. 10

In Witness Whereof, I have hereunto set my hand at Galena, Mo. this, the 27<sup>th</sup> day of August, A. D., 1896.

Attest:

Nathan Rose

Subscribed and sworn to before me at Galena, Mo. this, the 28<sup>th</sup> day of August, A. D., 1896.

[SEAL]

S. B. Bayles Notary Public  
Northern District of Mo.  
Commission Expires July 19th. 1899.

# Application for Cherokee Citizenship.

To the Honorable, the DAWES COMMISSION, Vinita, Indian Territory:

The undersigned - James G. London your petitioner, makes this application for admission to citizenship in the Cherokee Nation, Indian Territory, as a Cherokee Indian by blood, in accordance with all the Treaties, the Constitution and laws of the Cherokee Nation, and precedents established and of record, and respectfully submits the following statement of facts for the grounds of his claim, to wit:

That ~~she~~ is the Daughter of one William Rose and the Grand Daughter of one Isaac Rose and the Great Grand Daughter of one Isaac Rose who, your petitioner firmly believes, was a Cherokee Indian, by blood and duly acknowledged member, of the Cherokee tribe of Indians, and from whom ~~she~~ derived ~~his~~ Cherokee Indian blood, entitling him to citizenship in the Cherokee Nation, Indian Territory.

That ~~name and~~ the name of said ancestor should be found to appear on the Census Rolls, taken and made of Cherokees east of the Mississippi river, in the years, 1835, 1840, 1851, and 1852.

And your petitioner respectfully awaits the time this application for admission, together with the proof in support thereof, shall be truly heard and passed upon.

That the age of your petitioner is 35 years; that an postoffice address is Robert Mission and that an family, by virtue of Cherokee Indian blood, consists of the following named to-wit:

No.	Names	Sex	Age	Relationship	Remarks.
1	John H. Anderson	M	38	Husband	White man
2	William E.	M	15	Son	
3	Erin	F	13	Daughter	
4	Theresa	F	11	Son	
5	James	M	8	Daughter	
6	James	M	21	Son	
7	James	M	1	Son	

In Witness Whereof, I have hereunto set my hand at \_\_\_\_\_  
this, the 3<sup>rd</sup> day of April, A. D., 1897.

**Attest:**

Subscribed and sworn to before me at

Tahleynah 29.	
1	1
2	2
3	3
4	4
5	5
6	6
7	7
8	8
9	9
10	10
11	11
12	12
13	13
14	14
15	15
16	16
17	17
18	18
19	19
20	20
21	21
22	22
23	23
24	24
25	25
26	26
27	27
28	28
29	29
30	30
31	31
32	32
33	33
34	34
35	35
36	36
37	37
38	38
39	39
40	40
41	41
42	42
43	43
44	44
45	45
46	46
47	47
48	48
49	49
50	50
51	51
52	52
53	53
54	54
55	55
56	56
57	57
58	58
59	59
60	60
61	61
62	62
63	63
64	64
65	65
66	66
67	67
68	68
69	69
70	70
71	71
72	72
73	73
74	74
75	75
76	76
77	77
78	78
79	79
80	80
81	81
82	82
83	83
84	84
85	85
86	86
87	87
88	88
89	89
90	90
91	91
92	92
93	93
94	94
95	95
96	96
97	97
98	98
99	99
100	100

this, the 28<sup>th</sup> day of August

A. D., 1894.

S. L. Baylis Notary Public

Commission Expires July 19th 1967

[SEAL]

# Application for Cherokee Citizenship.

To the Honorable, the DAWES COMMISSION, Vinita, Indian Territory:

The undersigned, John M. Lee, your petitioner, makes this application for admission to citizenship in the Cherokee Nation, Indian Territory, as a Cherokee Indian by blood, in accordance with all the Treaties, the Constitution and laws of the Cherokee Nation, and precedents established and of record, and respectfully submits the following statement of facts for the grounds of him claim, to wit:

That she is the daughter of one of one  
Nathan Ross and the daughter of one of one  
John Ross and the great grand daughter of one of one  
John Ross who, your petitioner firmly believes, was as of  
 Cherokee Indian by blood and duly acknowledged member of the Cherokee tribe of Indians, and from  
 whom she derived her Cherokee Indian blood, entitling her to citizenship in the Cherokee  
 Nation, Indian Territory.

That ~~name and~~ the name of said ancestor should be found to appear on the Census  
Rolls, taken and made of Cherokees east of the Mississippi river, in the years, 1835, 1840, 1851, and 1852.

And your petitioner respectfully awaits the time the application for admission together with the proof in support thereof, shall be truly heard and passed upon.

That the age of your petitioner is 33 years; that Ben postoffice address is Guadalupe and that Ben family, by virtue of Cherokee Indian blood, consists of the following named to-wit:

No.	Names	Sex	Age	Relationship	Remarks.
1	James W. Armstrong	M	46	husband	White male
2	Robert W. Armstrong	M	13	son	
3	William W. Armstrong	M	11	son	
4	Elizabeth W. Armstrong	F	7	daughter	
5	John W. Armstrong	M	7	son	
6	William W. Armstrong	M	7	son	
7	Elizabeth W. Armstrong	F	7	daughter	
8	John W. Armstrong	M	7	son	
9	William W. Armstrong	M	7	son	
10	Elizabeth W. Armstrong	F	7	daughter	
11	John W. Armstrong	M	7	son	
12	William W. Armstrong	M	7	son	
13	Elizabeth W. Armstrong	F	7	daughter	
14	John W. Armstrong	M	7	son	
15	William W. Armstrong	M	7	son	
16	Elizabeth W. Armstrong	F	7	daughter	
17	John W. Armstrong	M	7	son	
18	William W. Armstrong	M	7	son	
19	Elizabeth W. Armstrong	F	7	daughter	
20	John W. Armstrong	M	7	son	
21	William W. Armstrong	M	7	son	
22	Elizabeth W. Armstrong	F	7	daughter	
23	John W. Armstrong	M	7	son	
24	William W. Armstrong	M	7	son	
25	Elizabeth W. Armstrong	F	7	daughter	
26	John W. Armstrong	M	7	son	
27	William W. Armstrong	M	7	son	
28	Elizabeth W. Armstrong	F	7	daughter	
29	John W. Armstrong	M	7	son	
30	William W. Armstrong	M	7	son	
31	Elizabeth W. Armstrong	F	7	daughter	
32	John W. Armstrong	M	7	son	
33	William W. Armstrong	M	7	son	
34	Elizabeth W. Armstrong	F	7	daughter	
35	John W. Armstrong	M	7	son	
36	William W. Armstrong	M	7	son	
37	Elizabeth W. Armstrong	F	7	daughter	
38	John W. Armstrong	M	7	son	
39	William W. Armstrong	M	7	son	
40	Elizabeth W. Armstrong	F	7	daughter	
41	John W. Armstrong	M	7	son	
42	William W. Armstrong	M	7	son	
43	Elizabeth W. Armstrong	F	7	daughter	
44	John W. Armstrong	M	7	son	
45	William W. Armstrong	M	7	son	
46	Elizabeth W. Armstrong	F	7	daughter	
47	John W. Armstrong	M	7	son	
48	William W. Armstrong	M	7	son	
49	Elizabeth W. Armstrong	F	7	daughter	
50	John W. Armstrong	M	7	son	
51	William W. Armstrong	M	7	son	
52	Elizabeth W. Armstrong	F	7	daughter	
53	John W. Armstrong	M	7	son	
54	William W. Armstrong	M	7	son	
55	Elizabeth W. Armstrong	F	7	daughter	
56	John W. Armstrong	M	7	son	
57	William W. Armstrong	M	7	son	
58	Elizabeth W. Armstrong	F	7	daughter	
59	John W. Armstrong	M	7	son	
60	William W. Armstrong	M	7	son	
61	Elizabeth W. Armstrong	F	7	daughter	
62	John W. Armstrong	M	7	son	
63	William W. Armstrong	M	7	son	
64	Elizabeth W. Armstrong	F	7	daughter	
65	John W. Armstrong	M	7	son	
66	William W. Armstrong	M	7	son	
67	Elizabeth W. Armstrong	F	7	daughter	
68	John W. Armstrong	M	7	son	
69	William W. Armstrong	M	7	son	
70	Elizabeth W. Armstrong	F	7	daughter	
71	John W. Armstrong	M	7	son	
72	William W. Armstrong	M	7	son	
73	Elizabeth W. Armstrong	F	7	daughter	
74	John W. Armstrong	M	7	son	
75	William W. Armstrong	M	7	son	
76	Elizabeth W. Armstrong	F	7	daughter	
77	John W. Armstrong	M	7	son	
78	William W. Armstrong	M	7	son	
79	Elizabeth W. Armstrong	F	7	daughter	
80	John W. Armstrong	M	7	son	
81	William W. Armstrong	M	7	son	
82	Elizabeth W. Armstrong	F	7	daughter	
83	John W. Armstrong	M	7	son	
84	William W. Armstrong	M	7	son	
85	Elizabeth W. Armstrong	F	7	daughter	
86	John W. Armstrong	M	7	son	
87	William W. Armstrong	M	7	son	
88	Elizabeth W. Armstrong	F	7	daughter	
89	John W. Armstrong	M	7	son	
90	William W. Armstrong	M	7	son	
91	Elizabeth W. Armstrong	F	7	daughter	
92	John W. Armstrong	M	7	son	
93	William W. Armstrong	M	7	son	
94	Elizabeth W. Armstrong	F	7	daughter	

In Witness Whereof, I have hereunto set my hand at Washington, D.C.  
this, the 27<sup>th</sup> day of August, A. D., 1899.

**Attest:**

Subscribed and sworn to before me at  
*Takleymah C.T.*  
 this, the *28<sup>th</sup>* day of *August*  
 A. D., 189*6*

this, the 28<sup>th</sup> day of August  
A. D., 1896

A. D., 1896

S. S. Bayles Notary Public  
Northern District of Cal.  
Commission Expires July 19th. 1899.

Commission Expires July 19th. 1899.



No. 1320

Nathan Race

<sup>r</sup>  
Cherokee Nation

Filed 7 Sept. 1896  
H. H. Galloway  
clerk.

Rejected

Baptist Mission,  
Ind. Ter

# Application for Cherokee Citizenship.

To the Honorable, the DAWES COMMISSION, Yinita, Indian Territory:

The undersigned John Henry your petitioner, makes this his application for admission to citizenship in the Cherokee Nation, Indian Territory, as a Cherokee Indian by blood, in accordance with all the Treaties, the Constitution and laws of the Cherokee Nation, and precedents established and of record, and respectfully submits the following statement of facts for the grounds of his claim, to wit:

That he is the son of one John Ross and the Grand Son of one John Ross and the Grand Son of one John Ross who, your petitioner firmly believes, was a Cherokee Indian, by blood and duly acknowledged member, of the Cherokee tribe of Indians, and from whom he derived his Cherokee Indian blood, entitling him to citizenship in the Cherokee Nation, Indian Territory.

That ~~the name and~~ the name of said ancestor should be found to appear on the Census Rolls, taken and made of Cherokees east of the Mississippi river, in the years, 1835, 1840, 1851 and 1852.

And your petitioner . . . respectfully awaits the time this 11 application for admission, together with the proof in support thereof, shall be truly heard and passed upon.

That the age of your petitioner is 27 years; that his postoffice address is Ada, Ok and that his family, by virtue of Cherokee Indian blood, consists of the following named to-wit:

No.	Names	Sex	Age	Relationship	Remarks.
1	Myrtha Ryan	F	28	Wife	White & Gray
2	John	M	3	Son	
3	Harriet	F	4	"	
4	James H.	M	4	"	
5	John	M	4	"	Travis
6	Harry	M	1	Daughter	

In Witness Whereof, I have hereunto set my hand at Washington, D.C.  
this, the 23<sup>rd</sup> day of August, A. D., 1896.

**Attest:**

Subscribed and sworn to before me at  
*Pahleynah Ct.*  
 this, the *28<sup>th</sup>* day of *August*  
 A. D., 189*6*

*L. S. Boyles notary, Publicer  
Northern District N.Y.*

Domestic 1 12 14 17 18 19 20

Nation's No. 111  
Commission's No. 845  
In re Application of

Nathan Rose  
et al.

**Demurrer and Answer.**

FILED SEP 9 28

A. S. McKENNOT

COM R

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of Isaac Rose  
Cherokee  
for citizenship in the Cherokee Nation.

Nation's No. 277  
Commission's No. \_\_\_\_\_

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

- 1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.
- 2nd. That the application does not state facts sufficient, if true, to show that the applicant can entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said application, says that Isaac Rose through whom the petitioner claim to derive her right to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory.

*The roll in 1834 do not contain the name of Isaac Rose or any the like - when the name was in it he lived in Georgia Co. Ga. and was known by the professional writers with Christie as he testifies*

Having fully answered, your respondent asks to be hence dismissed.

S. H. Mayes Prinl Chief Ch.  
by Hutchins Hastings & Bondurant  
S. H. Mayes, having been first duly sworn, states that the matters contained in the foregoing answer, are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the 26 day of June, 1896.  
N. J. Ball  
NOTARY PUBLIC.



**End**

846

APPLICATION FOR ENROLLMENT.

To the Honorable Henry L. Dawes, Frank C. Armstrong, Archibald S. McKennon, Thomas B. Cabaniss and Alexander B. Montgomery, United States Commissioners, authorized by an act of Congress of June 4th, 1896, to hear and determine claims for citizenship in the Cherokee Nation:

GENTLEMEN:—

The undersigned, your petitioner, *R. N. Hagan of Vernon County* and *State of Iowa* for and on behalf of *the heirs of my* *my sister Mary Woods nee Hagan who died* *many years ago on behalf of her heirs* and *here* this day make their application to you for the purpose of being placed on the revised roll of Cherokee Indians and of those entitled to share in the distribution of the funds and allotments of lands in the Cherokee Nation by virtue of their Cherokee blood, and Petitioners state that *they are* Cherokee Indians by blood, deriving the same from *Joshua Kirkpatrick. who was their* *greatgrandfather and grandfather of their mother* *Nancy Woods nee Hagan who was a daughter of* *Joshua Hagan nee Kirkpatrick.* whose name will be found on the authenticated rolls of the Cherokees by blood, taken in the years 1835. the same to be submitted to your Honorable Commission for a full and complete investigation, and if found correct as stated, to be granted all the rights, privileges and immunities of other Cherokee citizens, and petitioner herewith files *the* proof in support of said claim, and respectfully awaits the time when *the* application shall be heard and tried.

*Respectfully submitted R. N. Hagan*  
*of the heirs of Nancy Woods nee Hagan*

Enrollment of family, with relationship attached, as follows:

NAMES.	AGES.	RELATIONSHIP to Joshua
Mary Ashcraft nee Woods	46	Kirkpatrick has 4 children
Louisa Soursley nee Woods	43	has 2 children
Robert G Woods	38	has
Adella Bowen nee Woods	40	has 3 children
Charles Woods Single	29	
Jack K Goodwin nee Woods	32	has 3 children
John Woods Single	25	
Ada Woods Single	20	

Enroll Dale nee Woods has 4 children  
Names of all in families  
as follows

Mary Ashcraft has 3 children by  
her first Husband Mr Scott  
John Scott age 25 years male  
E. Scott age 22 years do  
Lila Scott age 20 years female  
also has one child by James Ashcraft  
her second Husband namely  
Stella Ashcraft age 15 years female  
Louisa Soursley has 2 children  
Arthur Soursley age 23 years male  
Maud Soursley age 15 years female  
Adella Bowen has 3 children  
Daisy Bowen age 20 years female  
Clara Bowen age 10 years male  
Harry Bowen age 7 years male  
Robert G Woods has 5 children  
Ossie Woods age 14 years male  
Harry Woods age 12 years male  
Peter Woods age 10 years male  
Earl Woods age 8 years male  
Robert Woods age 6 years male  
Earl Woods age 3 years male  
Emma Dale has 4 children  
Minnie Dale age 13 years female  
Robert Dale age 11 years male

FRAME 1



Mary Scott age 25 years male  
 John Scott age 23 years do  
 Lucia Scott age 20 years female  
 also has one child by Josiah Ashcraft -  
 her second husband namely  
 Stella Ashcraft age 15 years female  
 Louisa J. Jousley has 2 children  
 Arthur Jousley age 23 years male  
 Maud Jousley age 15 years female  
 Adella J. Borden has 3 children  
 Daisy Borden age 20 years female  
 Elsie Borden age 15 years male  
 Harry Borden age 7 years male  
 Robert G. Borden has children  
 Cassin Borden age 14 years male  
 John Borden age 12 years male  
 Peter Borden age 10 years male  
 Frank Borden age 8 years male  
 Robert Borden age 6 years male  
 Carl Borden age 3 years male  
 Emma Dale has 4 children  
 Allie Dale age 13 years female  
 Robert Dale age 11 years male  
 Ester Dale age 9 years male  
 Lillian Dale age 7 years female  
 John Dale age 5 years male  
 John Dale age 18 years male  
 Mary Dale age 18 years female  
 Lillian Dale age 6 years female  
 John Dale age 27 years single  
 John Dale age 25 years single  
 John Dale age 20 years single

I, R. N. Hagan, in the  
 State of Missouri, do hereby certify that the  
 above named persons, children and  
 grandchildren, named as lawful  
 and look and to the State that  
 the evidence of their being  
 persons being Cherokee Indians by  
 blood is contained in the affidavits  
 in support of R. N. Hagan's applica-  
 tion filed in your office in Santa  
 Fe, N. M. on the 1 day of September  
 1896 and numbered 489 and I do  
 this for the reason that the above  
 applicants have no one to intercede  
 in their behalf and if your honor  
 will consider these applicants  
 in connection with the evidence  
 in support of R. N. Hagan's claim  
 I can see no reason why they are  
 not entitled to enrollment as Cherokee  
 Indians and entitled to all benefits as such  
 My Postoffice is Walker, Vernon Co Missouri  
 my age is 62 years R. N. Hagan  
 My Postoffice is Walker, MO

FRAME 2



UNITED STATES OF AMERICA,  
Indian Territory,  
Northern District.

*State of Missouri County of Boone*

*R. N. Hagan* of lawful age being duly sworn states that he knows the facts set forth in the above and foregoing application and that the same are true as he verily believes.

*R. N. Hagan*

Subscribed and sworn to before me on this the 5<sup>th</sup> day of September 1896.

*Benj. F. Cordie*

Notary Public.

My commission expires December first 1895

*Repealed*

State of Missouri } To the Hon Sans Commission  
County of Vernon }

We the undersigned.

Citizens of Vernon County State of Missouri after being duly sworn, state, that we are well acquainted with the children of Nancy J. Woods, nee. Kagan now deceased and have known them from infancy and we further state that their mother Nancy J. Woods nee Kagan deceased was a sister of R. N. Kagan who is an applicant for Citizenship in the Cherokee Nation and that the following children were born in lawful wedlock as set forth in their application for citizenship in the Cherokee Nation

Namely:-

Mary Ashcraft nee Scott nee Woods		45	4 children viz
John Scott	Male	20	
E. Scott	Male	22	
Lela Scott	Female	20	

Also has one (1) child by James Ashcraft her second (2<sup>nd</sup>) husband namely:-

Lella Ashcraft	Female	10	
Leiza J. Sausby deceased			has (2) children viz
Arthur Sausby	Male	23	
Maude Sausby	Female	10	
Adellar J. Bowen			has (3) children viz

Daisy Bowen	Female	20	
Clyde Bowen	Male	10	
Harry Bowen	Male	7	
Robert G. Woods			has (6) children viz
Ossie Woods	Male	14	
Harry Woods	Male	12	
Peter Woods	Male	10	
Earl Woods	Male	8	
Robert Woods	Male	6	
Carl Woods	Male	3	
Emma Dale			has (4) children viz
Minnie Dale	Female	13	
Robert Dale	Male	11	
Edgar Dale	Male	9	
Anna Dale	Female	7	
Jack H. Goodwin			has (3) children viz
Edw. Goodwin	Male	13	
Nelly Goodwin	Female	11	
Olivia Goodwin	Female	6	

Charles Woods	Male single	29	
John Woods	Male single	20	
Ada Woods	Female single	20	

FRAME 1

deceased was a sister of P. N. Tagan  
 who is an applicant for citizenship in  
 the Cherokee Nation and that the follow-  
 ing children were born in lawful  
 wedlock as set forth in their application  
 for citizenship in the Cherokee Nation  
 Namely:-

Mary Ashcraft ne Scott ne Woods		45	+ Ellen Vig
John Scott	male	25	
E. Scott	male	22	
Lela Scott	Female	20	

Also has one (1) child by James Ashcraft her  
 second (2<sup>nd</sup>) husband namely:-

Stella Ashcraft	Female	15	
-----------------	--------	----	--

Leiza J. Sausley deceased has (2) children Vig

Arthur Sausley	Male	23	
----------------	------	----	--

Maudie Sausley	Female	15	
----------------	--------	----	--

Adellar J. Bowen has (3) children Vig

Daisy Bowen	Female	20	
-------------	--------	----	--

Clyde Bowen	male	10	
-------------	------	----	--

Harry Bowen	male	7	
-------------	------	---	--

Robert G. Woods has (6) children Vig

Ossie Woods	Male	14	
-------------	------	----	--

Harry Woods	Male	12	
-------------	------	----	--

Peter Woods	Male	10	
-------------	------	----	--

Earl Woods	Male	8	
------------	------	---	--

Robert Woods	male	6	
--------------	------	---	--

Carl Woods	Male	3	
------------	------	---	--

Emma Dale has (4) four children Vig.

Minnie Dale	Female	13	
-------------	--------	----	--

Robert Dale	male	11	
-------------	------	----	--

Edgar Dale	Male	9	
------------	------	---	--

Luna Dale	Female	2	
-----------	--------	---	--

Jul A. Goodwin has (3) three children Vig

Dick Goodwin	Male	13	
--------------	------	----	--

Nelly Goodwin	Female	11	
---------------	--------	----	--

Caray Goodwin	Female	6	
---------------	--------	---	--

Charles Woods	male single	29	
---------------	-------------	----	--

John Woods	Male single	25	
------------	-------------	----	--

Ada Woods	Female single	20	
-----------	---------------	----	--

Age 68

Age 68

M J Raines

W B Martin

FRAME 2



Brown and Subscribed To at my office  
in Walter Nunn Co Mo this 5<sup>th</sup> day  
of Sept 1896

Benj. S. Kuder  
Tenn & Co. Secy. & Treas. 1896  
any Public

R. W.



Respected

Walter mo Sept 5<sup>th</sup> 1894  
O So solemnly sworn that on the 5<sup>th</sup> day of  
1894 I saw R. N. Hagan Rep Package  
at the Post Office - Walter mo in the name of the  
Address to Chief, mo of the Cherokee Nation  
Said Package contained a true copy of Deposition  
and Evidence filed before the Sub. Commission

Daniel Deal

Sworn and subscribed to before me this 5<sup>th</sup>  
day of Sept 1894 at my office in Walter mo

Very A. Butler  
Treas. & ex-officio Secy. for 1898 - Indian Census

REGISTRY RECEIPT.	
Post Office at	Walter mo
Registered letter No.	21
Rec'd	Sep 5, 1896
of	R N Hagan
addressed to	Chief Hagan Cherokee Nation Kahibwah S.T.
	Walter mo
	DMaul
	P.M.

**End**

847



No 1366 847

Ex parte

John A. Pauther

Application for  
Citizenship in Cherokee  
Nation

Filed Sept. 7, 26.

H. W. Jernigan  
Scriber

Rejected

Murphy, N. C.

REGISTRY RECEIPT.

Post Office at Murphy, N.C.

Registered Letter No. 84 Rec'd Sept 5 1896

of E. B. Nowell

One letter

addressed to Principal Chief Christfree Nation

Tahlequah, I. T.

M. L. Mauney P. M.

REGISTRY RECEIPT.

Post Office at

Murphy NC

Registered Letter

Count

No.

84

Rec'd

Sept 5 1896

of

W B Noelle

One letter

addressed to

Principal Chief Cherokee Nation

Tahlequah I. T.

M L Maury P. M.

State of North Carolina  
Cherokee County,

I John W. N. Arley do solemnly swear &  
that on the 5<sup>th</sup> day of September 1896  
I saw E. B. Atwell request a package  
at the Post Office in Murphy, Cherokee County,  
North Carolina, addressed to the Principal  
Governor or Chief of the Cherokee Nation at  
Tahlequah Indian Territory, and that  
registry receipt No 844 hereto attached  
is a receipt for same. I further swear  
that I saw M. L. Mauney sign said  
receipt and I know the fact to be that  
M. L. Mauney is Postmaster at Murphy  
Cherokee County, North Carolina. I further  
swear that said package contained  
copy of application of John A. Panther  
and copies of affidavits  
of Milton Battle & Samuel Conley in support  
of same. I am not related by  
blood or marriage to John A. Panther  
the applicant, and have no interest  
near or remote in same.

John W. N. Arley  
Subscribed & sworn to before me this Sept. 5, 1896<sup>3d</sup>  
I certify that affiant is of good character & entitled  
to belief and credit.

Clark Superior Court, Cherokee County, North Carolina



1 *North Carolina*

2 *Small number 55*

3 *The following letter sworn says that*  
4 *is acquainted with one T. Butler who is*  
5 *making application to become a citizen of the*  
6 *United States that the said one T. Butler is*  
7 *a son of one T. Butler a son of one T. Butler*  
8 *John T. Butler a son of one T. Butler*

9 *That the said T. Butler is a son of one T. Butler*  
10 *and is a son of one T. Butler and is a son of one T. Butler*  
11 *in what is known as the T. Butler*  
12 *and is a son of one T. Butler and is a son of one T. Butler*  
13 *and is a son of one T. Butler and is a son of one T. Butler*  
14 *and is a son of one T. Butler and is a son of one T. Butler*  
15 *and is a son of one T. Butler and is a son of one T. Butler*

16 *Milton Battle*

17 *to be a son of one T. Butler and is a son of one T. Butler*  
18 *and is a son of one T. Butler and is a son of one T. Butler*  
19 *and is a son of one T. Butler and is a son of one T. Butler*  
20 *and is a son of one T. Butler and is a son of one T. Butler*  
21 *and is a son of one T. Butler and is a son of one T. Butler*  
22 *and is a son of one T. Butler and is a son of one T. Butler*

23 *Alfred*

24 *Clerk Superior Court*

Swain County ss

Samuel Canby

See also our collection of papers this sept 20<sup>th</sup> 1896  
and a letter stating that the affair is well  
adjusted to the article is to be submitted to credit

Head  
Clothesline

STATES, <sup>of Tennessee</sup>  
Indian Territory. ) Application for Citizenship.

To the Honorable HENRY L. DAWES, FRANK C. ARSTRONG, ARCHIBALD S. McKENNON, THOMAS B. CABANISS and ALEXANDER B. MONTGOMERY, United States Commissioners authorized by an act of Congress of June 4th, 1896, to hear and determine claims for citizenship in the Cherokee Nation.

The undersigned John A. Panther makes this application for admission to citizenship in the Cherokee Nation, in the Indian Territory, as a Cherokee Indian by blood, in accordance with the act of Congress and the laws of the Cherokee Nation, and respectfully submits the following facts as the grounds of this claim, to-wit:

That he is the son of one Nancy E. Panther & Samuel C. Panther - and the said Nancy is the daughter of one John Bangor Hyde who was the son of Benjamin Hyde. The said Nancy Panther (nee Hyde) John B. Hyde and Benjamin Hyde were a family <sup>Benjamin Hyde's wife Elizabeth who was a</sup> who your petitioner firmly believes ~~that~~ were Leatherstocking when mother was Betty Walker Cherokee Indians by blood and a duly acknowledged member of the Cherokee tribe of Indians and from whom petitioner derived his Indian blood entitling him to citizenship in the Cherokee Nation.

That the names of said ancestors should be found to appear on the census rolls of the Cherokee Indians. made by the Cherokee Indians in 1836-1848, 1851, 1852

Applicant says that he is now always has been ready, willing to become a citizen of the Cherokee Nation, having never abandoned his right

Your petitioner is 25 years of age, his postoffice address is Seashore Cherokee Co. N.C. and his family by virtue of Cherokee Indian blood is as follows:

NAMES.	AGE.	RELATIONSHIP.
John A. Panther	25	Husband Head of family
Nancy E. Panther	21	Wife
Children		
Anna M. Panther	3	
James R. Panther	1	

Wherefore your petitioners pray that he this children may be enrolled & admitted to citizenship in the Cherokee Nation in the Indian Territory

Your petitioners pray that the intent of this application and respectfully awaits its termination

John A. Panther

by Edmund B. Corvill atty

STATE OF North Carolina, County of Cherokee

You do swear that the facts set forth in the above and foregoing petition are true to the best of your knowledge and belief, so help you God.

Witness R. L. Cooper

Sworn to and subscribed before me this 1st day of Sept, 1896 and I hereby certify that

petitioner is known to me as the identical person represented in his petition and is a person of good character and worthy of credit.

R. L. Cooper

Notary Public

POOR ORIGINAL -  
BEST AVAILABLE COPY  
DOCUMENT GLUED

**End**



848

No 1365.

Ex parte

Nancy J. Panther

Application for Citizen-  
ship in Cherokee Nation.

Filed Sept. 7, 96.

H. W. J. J. J. J.

Sunday

Respect

Monmouth, N. J.

REGISTRY RECEIPT.

Post Office at

*Murphy N.Y.*

Registered Letter  
Parcel

No.

*83*

Rec'd

*Sept 5*

189*8*

of

*CCNY Novels*

*One letter*

addressed to

*Principal Chief Keetkanin  
Tohlayah D.I.*

State of North Carolina.

Cherokee County.

I John W. W. Wiley do solemnly swear  
that on the 5<sup>th</sup> day of September, 1896, I saw  
E. B. Norrell atty register a package  
at the post office at Murphy, Cherokee County  
North Carolina, addressed to the Principal  
Governor of Chief of the Cherokee Nation at  
Tahlequah, Indian Territory - and the registry  
receipt to E. B. Norrell attached is a receipt  
for same. I further swear that I saw  
M. L. Manning sign said receipt and know  
the fact to be that M. L. Manning is post master  
at Murphy, Cherokee County, North Carolina.

I further swear that said package contained  
Copy of application of Nancy P. Panther  
and Copy of affidavits of William Conley  
and Samuel Conley  
in support of same. I am not related by blood  
or marriage to Nancy P. Panther the applicant  
and have no interest near or remote in same.

John W. W. Wiley

Subscribed and sworn to before me this 9<sup>th</sup> Sept 1896.  
and I certify that affiant is of good Character and  
entitled to belief & credit

Chas. J. [unclear]  
Clerk Superior Court for Cherokee County  
North Carolina



1	...
2	...
3	...
4	...
5	...
6	...
7	...
8	...
9	...
10	...
11	...
12	...
13	...
14	...
15	...
16	...
17	...
18	...
19	...
20	...
21	...
22	...
23	...
24	...
25	...
26	...
27	...
28	...
29	...
30	...
31	...
32	...

POOR ORIGINAL -  
BEST AVAILABLE COPY

24  
 25  
 26  
 27  
 28  
 29  
 30  
 31  
 32

I have to be answered before me this Sept 2<sup>nd</sup> 1870  
 and I hereby certify that the report is well  
 known to me and is a person entitled to credit  
 Yours truly  
 Chas. K. Johnson

UNITED STATES, *of America*  
Indian Territory. ) Application for Citizenship.

To the Honorable HENRY L. DAWES, FRANK C. ARMSTRONG, ARCHIBALD S. MCKENNON, THOMAS B. CABANISS and ALEXANDER B. MONTGOMERY, United States Commissioners authorized by an act of Congress of June 4th, 1896, to hear and determine claims for Citizenship in the Cherokee Nation.

The undersigned *Nancy T. Pauten* makes this application for admission to Citizenship in the Cherokee Nation, in the Indian Territory, as a Cherokee Indian by blood, in accordance with the acts of Congress and the laws of the Cherokee Nation, and respectfully submits the following facts as the grounds of this claim, to-wit:

That she is the daughter of one *John Baygor Hyde* son of one *Benjamin Hyde*, who was a son of *Benjamin Hyde* and wife *Elizabeth* who was *Elizabeth Heathwood* before married, who was a daughter of *Peter Walker* who your petitioner firmly believes were

Cherokee Indian by blood and a duly acknowledged member of the Cherokee tribe of Indians and from whom petitioner derived *her* Indian blood entitling *her* to citizenship in the Cherokee Nation.

That the names of said ancestors should be found to appear on the census rolls of the Cherokee Indians, made by and of the Cherokee Indians in the

years 1835, 1848, 1851, 1852

Applicant says that she is now and always has been ready and willing to become a citizen of the Cherokee Nation, having never abandoned her right.

Your petitioner is 46 years of age, *her* postoffice address is *Pauten, Cherokee Co. N.C.* and *her* family by virtue of Cherokee Indian blood is as follows:

NAMES	AGE	RELATIONSHIP
<i>Samuel C. Pauten</i>	<i>52</i>	<i>Husband head of family</i>
<i>Nancy T. Pauten</i>	<i>46</i>	<i>Wife Applicant</i>
<i>Mary J. Pauten</i>	<i>28</i>	<i>Child</i>
<i>Sarah C. Pauten</i>	<i>29</i>	<i>"</i>
<i>Thomas L. Pauten</i>	<i>18</i>	<i>"</i>
<i>Henry J. Pauten</i>	<i>16</i>	<i>"</i>
<i>Charles F. Pauten</i>	<i>12</i>	<i>"</i>

*Joseph W. Pauten 12 - Roy is J. Pauten 5 & William J. Pauten 3 - the last three being grandchildren of applicant without father*  
*wherefore I have petitioned for my father's children to be admitted to citizenship in Cherokee Nation*  
Your petitioner herewith submits the proof of this application and respectfully awaits its termination.

*Nancy T. Pauten*  
*E. B. Howell atty*  
STATE OF *North Carolina*, County of *Cherokee*

You do swear that the facts set forth in the above and foregoing petition are true to the best of your knowledge and belief, so help you God.

Witness: *R. L. Cooper*

Sworn to and subscribed before me this *14* day of *Sept* 1896, and I hereby certify that petitioner is known to me as the identical person represented in *her* petition and is a person of good character and worthy of credit.

*Nancy T. Pauten* *her*  
*x*  
*mark*  
*R. L. Cooper*  
*Notary Public*  
*Cherokee Co. N.C.*

**End**



849

REGISTRY RECEIPT.

Post Office at Murphy T L  
Registered Letter } No. 82 Rec'd. Sept 5 1896  
of E B Norvell  
One letter  
addressed to Principal Prof Charles Parker  
Wahkiakum Co.  
M L Manney P. M.

State of North Carolina  
Cherokee County

I John W. Wiley do solemnly swear  
that on the 5<sup>th</sup> day of September, 1896, I saw  
E. B. Norvell Atty. register a package  
at the post office in Murphy Cherokee County  
North Carolina addressed to the Principal  
Agent or Chief of the Cherokee Nation at  
Tahlequah, Indian Territory, & that registry  
receipt No 82 hereto attached is a receipt  
for same. I further swear that I saw M. L.  
Mauney sign said receipt, and know the  
fact to be that M. L. Mauney is postmaster  
at Murphy, Cherokee County, North Carolina.  
I further swear that said package  
contained copies of application of  
David W. Long and copies of  
affidavits of Lemuel Higdon and  
Wiley Long.

In support of same, I am not related by  
blood or marriage to David W. Long  
the applicant, and have no interest near or  
remote in same.

John W. Wiley

Subscribed & sworn to before me this Sept-  
5<sup>th</sup> 1896, and I certify that applicant is of good  
character & entitled to belief and credit.

V. L. Carter  
Clerk Superior Court for Cherokee County  
North Carolina

No 1364.

Ex parte

David Whaley

Application for

Citizenship.

In Cherokee Nation

Filed Sept. 7, 1896.

H. M. Jaraway

Deputy.

Rejected

Wm. P. H. H. H.



State of Georgia & Len Higdon and Wiley Long  
Forsman County, Georgia, being duly sworn, says  
that they know David W. Long,  
who is making application to  
become a citizen of the United States  
that the said David W. Long is a  
son of William Long and a grand  
son of Josiah Long and wife  
Nancy Long, and now Nancy Bird,  
that the said Josiah Long and wife  
Nancy Long were each one fourth  
Cherokee Indian blood, that the said  
Josiah Long and Nancy Long are dead,  
that the said William Long father of  
the said David is a son of Josiah  
Long and a nephew of William Long,  
brother of Josiah Long, that affiant,  
that affiant's ages are as follows  
& Higdon is 69 years of age, and  
Wiley Long is 80 years and that  
their last office is Higdon is  
Forsman County Georgia, affiant  
is distant related to applicant,  
but affiant says that they have  
no interest <sup>under</sup> nor ~~remote~~ in the  
application of David W. Long  
This affidavit is made freely without  
reward or the hope of reward  
Given to and Subscribed

and before me this } Leander H. H. H.  
Sept 22 1896, } Hile, X. H. H.  
George W. Phillips }  
attest J. H. H.

UNITED STATES,  
Indian Territory. } Application for Citizenship.

To the Honorable HENRY L. DAWES, FRANK C. ARMSTRONG, ARCHIBALD S. MCKENNON, THOMAS B. CABANISS and ALEXANDER B. MONTGOMERY, United States Commissioners authorized by an act of Congress of June 4th, 1896, to hear and determine Claims for Citizenship in the Cherokee Nation.

The undersigned *David W. Long* makes this application for admission to Citizenship in the Cherokee Nation, in the Indian Territory, as a Cherokee Indian by blood, in accordance with the acts of Congress and the laws of the Cherokee Nation, and respectfully submits the following facts as the grounds of this claim, to-wit:

That he is the son of *William Long* who as a son of one *Joseph Long* and wife *Nancy Long* whose maiden name was *Nancy Bird*

who your petitioner firmly believes were

Cherokee Indian by blood and duly acknowledged members

of the Cherokee tribe of Indians and from whom petitioner derived his Indian blood entitling him to citizenship in the Cherokee Nation

That the names of said ancestors should be found to appear on the census rolls of the Cherokee Indians, made by the Cherokee Indian in 1845, 1851, 1852.

Applicant says that he has never abandoned his rights as a Cherokee Indian. That he is now and has always been ready and willing to become a citizen of the Cherokee Nation

Your petitioner is 42 years of age, his postoffice address is *Shiner, P.O. Cherokee Co., N.C.* and his family by virtue of Cherokee Indian blood is as follows:

NAMES.	AGE.	RELATIONSHIP.
<i>David Long</i>	<i>42</i>	<i>Head of family</i>
<i>Minerva Long</i>	<i>38</i>	<i>Wife - white</i>
<i>Benjamin W. Long</i>	<i>31</i>	<i>Child Indian</i>
<i>Frank M. Long</i>	<i>9</i>	<i>" "</i>
<i>Mamie M. Long</i>	<i>7</i>	<i>" "</i>
<i>Florence V. Long</i>	<i>4</i>	<i>" "</i>
<i>Maud L. Long</i>	<i>2</i>	<i>" "</i>
<i>Nancy Long</i>	<i>19</i>	<i>" "</i>

Wherefore your petitioner prays that he and his children may be admitted and enrolled as citizens of the Cherokee Nation

Your petitioner herewith submits the proof of this application and respectfully awaits its termination.

*David W. Long,*  
by *Edmund B. Howell* his atty

STATE OF *North Carolina*, County of *Cherokee*

You do swear that the facts set forth in the above and foregoing petition are true to the best of your knowledge and belief, so help you God

*John W. Adams*

*David W. Long*

Sworn to and subscribed before me this *31* day of *Aug* 1896, and I hereby certify that

petitioner is known to me as the identical person represented in his petition and is a person of good character and worthy of credit.

*Edmund B. Howell*  
Clerk Superior Court for  
Cherokee County North Carolina

**End**





EDMUND B. NORVELL,  
ATTORNEY AT LAW.

Murphy, N. C. 5<sup>th</sup> Sept 1892

To the Hon. Secy. of the Interior  
Washington D. C.

Sir,

Enclosed find application of Percy S. Penber for  
citizenship with affidavits of J. M. & Saml Conley in  
support of same. Also application of John A.  
Penber with affidavits of Saml Conley and  
Willm. Patten supporting same. Also application  
of David W. Long supported by affidavits of  
J. M. & Saml Conley and Lilly Long. Also applica-  
tion of Theodosia Stiles supported by affidavit  
of Thos. Conley.

Respectfully

Edmund B. Norvell  
Atto.

No 1363. 850

Ex parte

Theodore Stiles

Application

Filed Sept. 7. 1896.

H. W. Janney

Attorney

Respect

Wm. H. B.

REGISTRY RECEIPT.

Post Office at Murphy NC  
Registered Letter Parcel No. 87 Rec'd Sept 5 1896  
of G B Nowell - Haydon  
Chief Cherokee Nation  
addressed to Fahlegant Ind. Ter.

N L Mans P. M.



State of North Carolina  
Cherokee County

I, Jan W. W. Allen, do solemnly swear  
that on the day of September, 1896, I  
saw E. B. Borrell register a package  
at the post-office in Murphy, Cherokee  
County, North Carolina addressed to the  
Principal Governor or Chief of the Cherokee  
Nation at Tahlequah, Indian Territory, and  
that registry receipt so hereto attached is  
a receipt for same. I further swear that I  
saw M. L. Manning sign said receipt and know  
the fact to be that M. L. Manning is postmaster  
at Murphy, Cherokee County, North Carolina  
I further saw on said package contained  
copy of application of Theodosius Stiles  
and copies of affidavits of Thomas Payne

in support of same, I am not related by  
blood or marriage to Theodosius Stiles the applicant,  
I have no interest near or remote in same.  
J. W. Riley

Subscribed & sworn to before me this Sept 1896  
and I certify that applicant is of good character and  
entitled to belief and credit.

Clark P. Phipps, Clerk, Cherokee County  
North Carolina

Cherokee County - North  
Carolina

State of North Carolina  
Cherokee County

I, Sam H. H. Allen, do solemnly swear  
that on the day of September, 1896, I  
saw E. B. Morrow register a package  
at the Post-Office in Murphy, Cherokee  
County, North Carolina addressed to the  
Principal Governor, Chief of the Cherokee  
Nation at Tallahassee, Indian Territory, & I  
that registry receipt No. 12220 attached is  
a receipt for same. I further swear that I  
saw M. L. Manning sign said receipt & I know  
the fact to be that M. L. Manning is postmaster  
at Murphy Cherokee County, North Carolina  
I further swear that said package contained  
copies of application of Theodore Stiles  
and copies of affidavits of Thomas Payne

in support of same, I am not related by  
blood or marriage to Theodore Stiles the applicant  
whom no interest near or remote in same.  
Wm. H. Riley

Subscribed & sworn to before me this Sept 1896  
& I certify that affiant is of good character and  
entitled to belief and credit.

(Clerk Superior Court, Cherokee County  
North Carolina)

North Carolina  
Cherokee County, ss

Thos Payne being duly sworn says  
that he knows Theodosia Stiles who is  
making application to become a Citizen of  
the Cherokee Nation;

That said Theodosia Stiles is a daughter  
of Thos Payne, affiant, and grand daughter  
of Eschberry Payne and wife Mary Payne.  
The said Mary Payne being the daughter  
of Alexander and Catherine M<sup>c</sup>Daniel the  
said Catherine M<sup>c</sup>Daniel being a Cherokee  
Indian by blood and the said Mary  
Payne being a Cherokee Indian by blood  
as will appear by Roll No 1021 on the  
Murray Roll.

Thomas Payne

Subscribed and sworn to before me this  
Sept 5<sup>th</sup> 1896 and I hereby certify that  
affiant is well known to me and is  
a person entitled to credit Witness  
my hand and seal



Indian Territory.) Application for Citizenship.

To the Honorable HENRY L. DAWES, FRANK C. ARISTRONG, ARCHIBALD S. McKENNON, THOMAS B. CABANISS and ALEXANDER B. MONTGOMERY, United States Commissioners authorized by an act of Congress of June 4th, 1896, to hear and determine Claims for Citizenship in the Cherokee Nation.

The undersigned *Theodosia Styles* makes this application for admission to Citizenship in the Cherokee Nation, in the Indian Territory, as a Cherokee Indian by blood, in accordance with the acts of Congress and the laws of the Cherokee Nation, and respectfully submits the following facts as the grounds of this claim, to-wit:

That she is the daughter of Thomas Payne, who is the son of one Asberry Payne wife Mary Payne, the said Mary being daughter of Thomas Raper wife Catharine Raper, the said Catharine being Catharine McDaniel before marriage. Your petitioner firmly believes ~~where~~

Cherokee Indian by blood and a duly acknowledged member of the Cherokee tribe of Indians, and from whom petitioner derived ~~her~~ Indian blood entitling ~~her~~ to citizenship in the Cherokee Nation.

That the names of said ancestors have been found to appear on the census rolls of the Cherokee Indians, to-wit: 1835 1845, 1851 1852. The Census number of Mary Payne on the Mallett Roll was 1021-

Applicant says that she has never abandoned her rights as a Cherokee Indian, and is now and always has been ready willing to become a citizen of the Cherokee Nation.

Your petitioner is <sup>18</sup> years of age, her postoffice address is *Murphy, Cherokee Co.* and her family by virtue of Cherokee Indian blood is as follows:

NAMES	AGE	RELATIONSHIP
<i>William E. Styles</i>	<i>20</i>	<i>Nephew of Theodosia Styles</i>
<i>Theodosia Styles</i>	<i>18</i>	<i>wife of applicant</i>

wherefore applicant prays that she and family be admitted and enrolled as citizens of the Cherokee Nation in Indian Territory.

Your petitioner herewith subscribes to this application and respectfully awaits its termination.

*Theodosia Styles*  
by *Edmund B. Byrrell*  
Cherokee  
STATE OF *North Carolina*, County of *Cherokee*

You do swear that the facts set forth in the above and foregoing petition are true to the best of your knowledge and belief.

Sworn to and subscribed before me this *5* day of *Sept* 189*6*, and I hereby certify that petitioner is known to me as the identical person represented in ~~her~~ petition and is a person of good character and worthy of credit.

*Clerk of Superior Court for Cherokee County - North Carolina*

POOR ORIGINAL -  
BEST AVAILABLE COPY  
DOCUMENT GLUED



**End**



No. 1357. 451  
Adeline Rous

V.

Blanche Watson

Filed Sept. 7. 1896.

H. M. J. J. J. J.  
Secretary.

Rejected

W. M. J. J. J.  
V.


Subscribed & sworn to before me  
this 1st day of September AD 1896  
and in witness whereof that I am well  
acquainted with the said Edw. J. J. J.  
and know him to be a person of credit  
and of truth and honesty  
J. H. J. J. J.

Know all men by these  
present, that I have employed  
S. M. Ingram of Friendship  
Washington County Tenn  
true and lawful attorney to  
~~prosecute~~ prosecute and recover  
for me and that I heretofore  
named that I Represent the  
Claim to right of Citizenship  
in the Cherokee Nation Indian  
Territory is & he and I hereby  
and myself for myself my minor  
Heirs at Law of the following  
names J. D. Rouse

To pay ~~him~~ twenty percent  
of what ever he may succeed  
in recovering for them or myself  
for them or my benefit By reason  
of a judgment obtained in



there or my fear by her in  
and about the premises and  
it is expressly agreed and  
understood that she is to  
prosecute the said claim  
entirely at her own expense  
and without cost to me  
in the event of failure to  
establish my said claim  
witness the following signature  
& seal this the 1st day of September  
1896

Adeline <sup>by</sup> Rouse   
State of Oregon  
County of Washington  
J. H. Ingram a Soling  
Public in & for the County  
afore said do certify that  
Adeline Rouse whose name  
is signed to the foregoing  
about bearing date on the  
1st day of September 1896

Personally appeared before  
me in my County and  
State aforesaid and acknow-  
ledged the same to be her  
act Given under my  
hand this the 1st day of  
September 1896  
J. H. Ingram

Exhibit 1 of 11

State of Virginia,  
County of Washington } Personally appeared  
before me the undersigned Notary Public  
in and for the County and State of Virginia  
all appeared Elizabeth McCormack who after  
Being in my only sworn state that she is  
62 years old and a citizen of Washington Co  
and state of Virginia and that she is well  
acquainted with Adeline Rouse, she is  
an applicant for citizenship in the Cherokee  
Nation to which applicant further state that  
the said Adeline Rouse is the daughter of person  
she was born in 1846 to her in her application  
for citizenship in said nation and that  
the said Adeline Rouse is a daughter of  
Abner Heath & Elizabeth Heath was a daughter  
of Jamima Rouse & Jamima Rouse  
was a good sister to her and was told  
many times that he was Indian that her  
great grand mother was a Ligonier and  
further state that she has known the said  
Adeline Rouse from a child and knows  
that she is and has been recognized and  
treated by her neighbors as having Indian  
blood and that the complexion appearance  
&c of the said Adeline Rouse indicate that the  
Adeline Rouse is of Indian blood that from the  
above facts and circumstances and from

Statement made made in by the said  
Ancestors; further states she has every claim  
to receive and has claims that the said  
Adeline Hager is of Cherokee Indian  
Blood and further states she has no interest  
whatever in the prosecution of the claim of the  
said Adeline Hager to Citizenship in the  
Cherokee Nation and that she is related  
to and is said Adeline Hager and  
that she is present and Cherokee Decem  
Ely Hager

Subscribed and sworn to before me  
this the 1st day of September A D 1896 and  
I further Certify that I am well acquainted  
with the said Ely Hager and know  
her to be a person of Credibility and of  
truth & veracity  
J. H. Hager

Petition for Cherokee  
for Cherokee Indian Citizenship.  
To the Hon. & Com.

James Chilcote Pauline, Jane Crasby  
and daughter request that it be known  
and acknowledged that it is known  
that Pauline is the daughter of James  
Lizeman through her mother and  
mother was a Cherokee her mother was  
a Creek her mother was a Sizemore  
James petitioner therefore submit to you  
the following statement of facts  
in support of her application for Cherokee  
Indian Citizenship as shown in the Cherokee  
nation and her full and complete in-  
vestigation of her claim and if the same be found  
to be valid and correct we herein state that  
she is entitled to all the rights privileges and  
immunities of other citizens of said nation  
petitioner full name is Adaline Ransom  
age 64 years Residence of Washington County  
State of Virginia Post Office address Wash-  
ington County Occupation  
Wife of a farmer I am married and have  
5 living children to wit:

Mr. S. W. Ransom	age	29	years	old
John H.	"	27	"	"
Lehock B.	"	21	"	"
J. B.	"	18	"	"
Fannie	"	16	"	"

(Most Respectfully Submitted) Adaline Ransom  
per Ransom



David H. Hittorp  
State of Virginia  
County of Washington

Personally  
appeared before me the undersigned a Justice  
Public in and for the County and State aforesaid  
personally appeared a Mrs. Mary Reed who testifies  
by me under some State that she is 62 years old  
and a citizen of the County of Loudoun and State  
of Virginia and that she is personally acquain-  
ted with Adeline Rouse who is an applicant  
for Citizenship in the Cherokee Nation & D and  
affiant further states that the said Adeline Rouse  
was a daughter of Joseph Reed and that her mother was  
a daughter of a woman named Vammumma  
Rouse was a Reed sister to Tom Reed and  
he told me & her that he was 3/4 Indian and that her great  
grand mother was a Sigeoness affiant further  
states that she has known the said Adeline  
Rouse from a child and knows that she is and  
has been recognized and treated by her neighbors  
as having Indian blood and that the complexion  
appearance of the said Adeline Rouse indicates that  
the said Adeline Rouse is of Indian blood that  
from the above facts and circumstances and from statements  
made to her by the said Ancestors affiant  
states she has every reason to believe and does  
believe that the said Adeline Rouse is of Cherokee  
Indian blood affiant further states she  
has no interest what ever in the prosecution of  
the claim of the said Adeline Rouse to

Citizens in the workshop between 8  
 and 10 am. (1891) (1891) (1891)  
 and the same (1891) (1891) (1891)  
 (1891) (1891) (1891)

I have known Mr. Loorn to before me  
 this day at 10 o'clock September 2d 1874  
 and I am fully satisfied that he is well  
 acquainted with the said Great Seal  
 and is a person of a person of Credibility  
 and of Truth and Veracity  
 A. H. Ingram.

Adeline R. Ross  
No. 1357.

V.  
la Reine de France

Field Sept. 7, 1896.

Wm. Lawrence  
Secretary

Page 120

W. L. G. 1871

End

852



**REGISTRY RECEIPT.**  
SALISBURY, I. T.

Post Office at \_\_\_\_\_

Registered Letter No. 55 Rec'd Sept 4 1896

of G. W. Bayless  
SALISBURY, I. T.

addressed to Hon S. H. Meyer  
Tahlequah Ind Ter  
June 2 P. M.

I, G. W. Bayless do solemnly swear  
that on the day of Sept 1896  
I saw a package registered at  
the Post Office at Salisbury, I. T.  
addressed to Principal Chief of  
the Cherokee Nation Tahlequah  
I. T. that registered receipt  
No. <sup>54</sup>/<sub>55</sub> here to attached is a  
receipt for said package  
which contained true copies  
of the Application of  
Charlotte B. Bayless  
and of the Affidavits of  
Dezila C. Reese and Major C.  
Loggans in support of same  
G. W. Bayless  
Sworn to before me on the  
4<sup>th</sup> of Sept 1896  
W. V. Littlejohn  
Notary Public

Comm. No. 25, 1899

AFFIDAVIT OF WITNESS.

IN THE MATTER OF PETITION AND MEMORIAL OF.....  
FOR ADMISSION TO CITIZENSHIP IN THE.....NATION.  
STATE OF *Indiana*.....  
COUNTY OF *Notre Dame*.....

Before me, the undersigned, a Notary Public in and for the County and State aforesaid Personally appeared *Major C. Loggains* who, being by me duly sworn states:

That *he* is *34* years of age, a resident of the State of *Indiana* and County of *Notre Dame*, and that *he* is personally acquainted with *Thomas L. D. B. B. B.* who is an applicant for citizenship in the *United States* Nation. Affiant further states

(Here set out all that witness knows about claimant's family and ancestors of Indian blood.)

*That he is acquainted with *Thomas L. D. B. B. B.* who is a sister of *Thomas L. D. B. B. B.* who is a *United States* citizen and *Thomas L. D. B. B. B.* is the *father* of *Thomas L. D. B. B. B.**

*Jane D. B. B. B. married *Thomas L. D. B. B. B.**

Affiant further states: That.....has known the said.....for the past.....years, and knows that.....has been and is recognized by.....neighbors, acquaintances and the public generally as having.....Indian blood and that the complexion and physical appearance of the said.....indicate that.....is of.....Indian blood and descent. Affiant further says, that from the above facts and circumstances, and from what he has heard and knows of the family of the said.....he believes the said.....to be a descendant by blood of the.....Indian tribe.

Subscribed and sworn to before me this *3rd* day of *September* 189*6*.

*Major C. Loggains*  
*Notary Public*

NOTARY PUBLIC.

My commission expires *Nov. 25* 189*9*.

AFFIDAVIT OF WITNESS.

IN THE MATTER OF PETITION AND MEMORIAL OF *Charles H. Rayless*  
FOR ADMISSION TO CITIZENSHIP IN THE *Cherokee* NATION.  
STATE OF *Indiana*  
COUNTY OF *Madison*

Before me, the undersigned, a Notary Public in and for the County and State aforesaid Personally appeared *Delila E. Perrey* who, being by me duly sworn states:  
That *she* is *30* years of age, a resident of the State of *Indiana* and County of *Madison* and that *she* is personally acquainted with *Charles H. Rayless* who is an applicant for citizenship in the *Cherokee* Nation. Affiant further states  
(Here set out all that witness knows about claimant's family and ancestors of Indian blood.)

*That she is well known to many persons with Charles H. Rayless. She is a sister to Mr. William and a daughter of James Ritter, formerly a resident of the same place.*

Affiant further states: That..... has known the said..... for the past..... years, and knows that..... has been and is recognized by..... neighbors, acquaintances and the public generally as having..... Indian blood and that the complexion and physical appearance of the said..... indicate that..... is of..... Indian blood and descent. Affiant further says, that from the above facts and circumstances, and from what he has heard and knows of the family of the said..... he believes the said..... to be a descendant by blood of the..... Indian tribe.

Subscribed and sworn to before me this *3<sup>rd</sup>* day of *Nov* 189*6*  
*W. H. Littlejohn*  
NOTARY PUBLIC.

My commission expires *Nov. 25. 1899.*

No. **1413**  
Application of

*Charlotte Bayless*

*Cherokee Nation*

For Enrollment as a Cherokee  
Citizen.

To the Honorable Dawes  
Commission.

Filed by:

*Filed Sept 7/7896*  
*S. M. Kuman*  
*Comm.*

*Respectfully*

*Charlotte Bayless*  
*Salisbury*  
*Indian Territory, Okla.*



## APPLICATION FOR ENROLLMENT.

TO HON. HENRY L. DAWES, FRANK C. ARMSTRONG, ARCHIBALD S. MCKENNON, THOS. B. CARANISH and ALEXANDER B. MONTGOMERY, United States Commissioners authorized by act of Congress of June 10th, 1896, to hear and determine claims for citizenship in the Cherokee Nation.

**Gentlemen:—**

The undersigned your petitioner, for and in behalf of \_\_\_\_\_ and \_\_\_\_\_ children, this day makes application to you for the purpose of being placed on the revised rolls of the Cherokee Indians, and of those allowed to share in the distribution of funds and allotments of lands in the Cherokee Nation, by virtue of their Cherokee blood. And grounds upon which \_\_\_\_\_ claim is based are as follows, to-wit: \_\_\_\_\_

That I am a part Cherokee Indian by blood  
I am about 1/4 Cherokee Indian and 3/4 white. I in-  
herited the Indian blood from my mother  
James Hitter, whose mother was Jane  
Gauguin. She was my mother's name  
from Middle Tenn. to Ala in an early  
day. There she married a white man by the  
name of Corred. Hitter said James Hitter  
was in Ala in the year 1877 I came to  
the Indian Territory in the year 1879  
Caryalath, Foggins the Hitter is my own  
sister. Hitter, Perez (the Foggins) and Mayor.  
C. Foggins have proved the Cherokee blood  
in the family by 10 witnesses. Said Hitter  
Perez & Mayor C. Foggins, a Niece & Nephew - of  
mine. So I respectfully ask that you  
consider the evidence they have produced  
in consideration in my case.

And in support of said claim, your petitioner herewith submits the affidavits, depositions and record evidence, namely:

and respectfully awaits the time and place when my application shall be heard and tried.  
Respectfully submitted,

Respectfully submitted,

.....  
 Applicant.

**Applicant**

NAME.	AGES.	RELATIONSHIP.
Charlotte C. Bayless	52	Mother
E. B. Bayless	55	Son
James C. Bayless	26	"
Mary A. Bayless	24	Daughter
Irby Bayless	1	Grand Son
Thomas Bayless	19	Son
Essie "	16	Daughter
Louisa "	13	"
Nasah "	10	"

Indian Territory.

*you there* District. Personally appeared before me, the undersigned, a Notary Public within and for the.....

Personally appeared before me, the undersigned Notary, who after being duly sworn, states that the matters and things set forth in the foregoing petition are true as he verily believes.

duly sworn, states that the matters and things set forth in the foregoing Journal are true and correct.

Subscribed and sworn to before me this the...3.....day of Sept.....1898.

Notary Public

My commission expires on the...23.....day of...Nov.....1399.

## Notary Public

943-852

Nation's No. 1580

Commission's No. ....

In re Application of

Charles E. Bayles, et al.

**Demurrer and Answer.**

FILED SEPT 21 1896.

A. S. MCKENNON

COM 'R'

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of  
Charles C. Bayles, et al.  
for citizenship in the Cherokee Nation.

Nation's No.  
Commission's No.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the  
said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy,  
and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicants are  
entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said appli-  
cation, says that Jane Young

through whom the petitioners claim to derive their right  
to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since  
the removal of said Nation, west to the Indian Territory as at present located and defined; that her name  
does not appear on any of the authenticated rolls of said Nation; that neither she nor any of her ancestors now  
reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By Hutchings, Hastings & Boudinot. Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the  
matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the 16<sup>th</sup> day of Sept. 1896.

D. J. Ball  
NOTARY PUBLIC.

**End**





1358

Wm. Hunt

v.

blanche Watson

Filed Sept. 7, 1886

H. W. Jansway  
Secretary

Referred

Wm. Hunt,  
Va.

Petition and Memorial  
For Cherokee Indian Citizenship  
To the San Dawo Com

Your petitioner Mary Trent - Ernestly  
and respectfully represents that it is proven  
and she believes she is  $\frac{1}{8}$  Cherokee Indian  
By Blood deriving the same from her Great gran-  
father Simeon through her Mother my Mother  
was a Dawer her Mother was a Reed &  
her Mother was a Simeon. Your petitioner  
therefore submits to your honorable Body the  
above statement of fact as grounds for her application  
for Cherokee Indian Citizenship as affirmed  
in the Cherokee Indian Citizenship as affirmed  
in the Cherokee nation and asks for full and  
complete investigation of her claim and if the  
same be found to be valid and correct as herein  
stated that she be allowed all the rights privileges  
and immunities of other Citizens of said nation  
petitioner full name is Mary Trent - age 46  
Years old Residence of Washington County  
State of Virginia Post Office Groves Smith  
County Occupation Wife of a Farmer  
I am married and have 3 living children  
Wife - Martha 25 - Years old  
" " Thomas 22 " " "  
" " Hattie 9 " " "

(Most Respectfully Submitted)

Mary Trent  
X  
Mark

~~Subscribed and sworn to before me  
this the 3rd day of September A.D. 1896 and  
I further certify that I am well acquainted  
with the said Eliza McLennan and know  
her to be a person of creditability and of truth  
& veracity~~ J. H. Ingram J.D.

State of Virginia }  
County of Washington }  
Personally appeared before me in  
my County a Notary Public in and  
for the County & State aforesaid Mary  
Trent the petitioner in the above petition  
for Cherokee Nation Indian Territory W.S.C.  
who after being duly sworn according to  
law states that the facts set in her  
said petition above are true as stated there  
in this the 3rd day of September 1896  
J. H. Ingram J.D.



Affidavit of Witnesses  
State of Virginia  
County of Washington

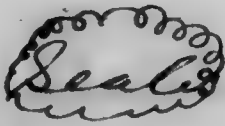
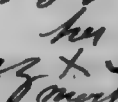
Personally  
appeared before me the undersigned, a  
Notary Public in & for the County & State  
aforesaid personally appeared Eliza J  
McCormack who after being by me  
truly sworn states that she is 42 years  
old and a citizen of Washington County  
and State of Virginia and that she is personally  
acquainted with Mary Trent who is an  
applicant for Citizenship in the Cherokee Nation  
I. S. and affiant further states that the  
said Mary Trent is the identical person  
she represents herself to be in her application  
for Citizenship in said Nation and that the  
said Mary Trent is a daughter of Hazy Heath  
Hazy Heath was a daughter of Jammima  
Powers & Jammima Powers was a daughter  
of Reed sister to Sam Reed and he told  
me often that he was  $\frac{3}{4}$  Indian & that  
her great grand mother was a Senecas  
affiant further states that she has known  
the said Mary Trent from a child and knows  
that she is and has been recognized and treated  
by her neighbors as having Indian Blood and that  
the complexion appearance &c. of the said Mary Trent  
indicate that the said Mary Trent is of Indian Blood that  
from the above facts and circumstances and from

Statements made made to her by the said Annette  
affiant states she has every reason to believe  
and does believe that the said Mary Trent is of  
Cherokee Indian Blood affiant further states  
she has no interest - whatever in the prosecution  
of the Claim of the said Mary Trent to Citizen-  
ship in Cherokee Nation, Ind. and that ~~she~~  
is related by Blood to the said Mary Trent  
and that she is of White & Cherokee Decent  
Eliza J. <sup>Mc</sup> McCormack Seal

Subscribed and sworn to before me  
this 1st day of September AD 1896 and I  
further certify that I am well acquainted  
with the said Eliza J. McCormack and  
know her to be a person of Credibility of  
Truth and Veracity J. H. Ingram J.D.

Know all men by these presents that I Mary  
Trent have employed S. H. Ingram of Friendship  
Washington County & my true and lawful  
attorney to prosecute and Recover for me &  
those here after named that I represent the  
claim to Right of Citizenship in the Cherokee  
Nation Indian Territory U.S.A. and I hereby  
agree and myself for myself and those I  
represent being besides myself my minor chil-  
dren and heirs at law of the following names  
Hattie. Death age 9 Years old.

To pay the said S. H. Ingram Twenty percent  
of whatever she may succeed in recovering for  
them or myself or for there or my benefit by  
reason of a judgment obtained in there or my  
benefit- viz reason of a judgment obtained in  
there or my favor by her in and about the premi-  
cies and it is expressly agreed and understood  
that she is to prosecute the said claim entirely  
at her own expences and without cost to me  
in the event of failure to establish my said claim  
Witness the following signatures and seal this  
the 3rd day of September 1894

Mary Trent   
by  S. H. Ingram

State of Virginia } to wit  
County of Washington }

I S. H. Ingram a Notary Public in and  
for the County and State aforesaid do certify



that Mary Trent whose name is signed  
to the above righting bearing date on the 3<sup>rd</sup>  
day of September 1896 personally appeared before  
me in my County aforesaid and acknowledged  
the same to be her act. Given under my  
hand this the 3<sup>rd</sup> day of September 1896  
J. H. Lagram AD

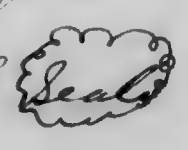




Affidavit of Oath

State of Virginia }  
County of Washington } Personally appeared  
before me the undersigned a Notary Public  
in and for the County and State of Virginia  
personally appeared Eliza McCormack who  
after being by me duly sworn states that  
she is 62 years old and a citizen of  
Washington County and State of Virginia and  
that she is personally acquainted with Mary  
Trent who is an applicant for citizenship  
in the Cherokee Nation S. S. and affiant fur-  
ther states that the said Mary Trent is the  
identical person she represents her self to be in  
her application for citizenship in said nation  
and that the said Mary Trent is a daughter  
of Mary Heath and Mary Heath was a daughter  
of Jannina Powers and Jannina Powers was  
a Reed sister to Lom Reed and he told  
me often that he was <sup>3/4</sup> Indian & that her  
great grand mother was a sister of  
further states that she has known the said  
Mary Trent from a child and knows that  
she is and has been recognized and treated by  
her neighbors as having Indian Blood and  
that the complexion appearance &c. of the said  
Mary Trent indicate that the said Mary Trent  
is of Indian Blood that from the above facts  
and circumstances and from statements made  
made to her by the said Ancestors, affiant-

states she has every reason to believe and  
 does believe that the said Mary Trent is  
 of Cherokee Indian Blood affiant further  
 states she has no interest whatever in the  
 prosecution of the claim of the said Mary  
 Trent to Citizenship in the Cherokee Nation  
 I.S. and that she is related by blood to  
 the said Mary Trent and that she is of White  
 Cherokee Decent

Eliza J. <sup>her</sup> McCormack   
 Monk

Subscribed & sworn to before me this  
 1st day of September AD 1836 and I further  
 certify that I am well acquainted with  
 the said Eliza J. McCormack and know her  
 to be a person of creditability of truth and honesty

1359

Eliza McCormack

Eliza McCormack

7th Sept. 7-26

Eliza McCormack

Seal

Reflected

Eliza McCormack

I send the petition in the case before  
you Charles Indian Citizenship in the  
Charles Indian Reservation Indian Territory  
who after being duly sworn according to law  
states that the facts set in her said petition  
about herein are stated therein the 1st  
and day of September 1896  
J. H. Ingram MS

No. 1359.  
Mary Smith  
v.  
Charles Indian  
7th Sept. 7, 26.  
H. W. J. J. J.  
Secretary.

Respect  
J. H. J. J. J.  
J. H. J. J. J.



Petition and Memorial  
For Cherokee Indian citizenship  
To the Hon Dawes Com  
Your petitioner Mary Trent Earnestly  
and respectfully represent that it is proven  
and she believes she is 1/8 Cherokee Indian  
By Blood deriving the same from her lineal  
ancestors Seymour through her Mother  
My Mother was a Dawes her Mother  
was a Red and her Mother was a Sey-  
more. Your petitioner therefore sub-  
mits to your honorable Body the above stat-  
ments of facts as grounds for her application  
for Cherokee Indian citizenship as afforded  
in the Cherokee nation and asks for full  
and complete investigation of her claim  
and if the same be found to be allowed all  
the rights privileges and immunities of other  
citizens of said nation petitioners full  
name is Mary Trent age 45 years old  
Resident of Washington County State of Va  
Post Office Groves Smith County Va  
Occupation wife of a Farmer I am  
married and have 3 living children to wit  
North Heath 28 years old Thomas Heath  
22 years & Hattie Heath 9 years old  
Most Respectfully Submitted  
Mary Trent  
Mark

~~Subscribed and sworn to before me~~  
~~this the 3rd day of September A.D. 1896 and~~

State of Virginia }  
County of Washington }

Personally appeared before me  
in my County a Notary Public in &  
for the County & State aforesaid Mary  
Trent the petitioner in the above petition  
for Cherokee Indian Citizenship in the  
Cherokee nation Indian Territory who  
after being duly sworn according to law  
states that the facts set in her said petition  
above are true as stated therein this the  
3rd day of September 1896

J. H. Ingram Notary

No. 1359.

Mary Trent

v.

Cherokee Nation

7th Sept. 7. 26.

Wm. J. J. J.

Secretary

Respect

Wm. J. J.

Va.

**End**

854



Petitioner.

1896.

Subscribed and sworn to before me, this 2<sup>nd</sup> day of

Notary Public.

No.

APPLICATION OF

*Charity E. Hammond* Et. Al.,

FOR

Enrollment in *Cherokee* Nation

Filed on the \_\_\_\_\_ day of \_\_\_\_\_ 189

Sec. U. S. Com. Five & IV. Tribes.

*E. J. Dixon*

Attorney for Petitioner.

CAPITAL PRINT. South McAlester, I. T.

## Application For Enrollment.

Before the United States Commission to the Five Civilized Tribes of Indians:

*Charity E. Hamman*

P. AL.

PETITIONER.

VS.

APPLICATION FOR ADMITTANCE AND ENROLLMENT.

*Cherokee*

Nation, Indian Territory.

RESPONDENT.

TO THE ABOVE MENTIONED HONORABLE COMMISSION:

Your petitioner *Charity E. Hamman* states that *John Brown* was a *Cherokee* Indian by blood, was duly recognized by the proper authorities as such in ~~and~~ enjoyed all the rights, privileges, benefits and annuities of other *Cherokee* Indians by blood in the said ~~Cherokee~~ Nation or Tribe of Indians, and that the name of the said *John Brown* appears, or should appear upon the authenticated rolls of the said *Cherokee* Indians for the year *1896*.

That petitioner is a lineal descendant of the said *John Brown* to-wit:

*a grand daughter of said John Brown and a daughter of Lucy Allison who was daughter of said John Brown*

That under the constitution, laws, usages and customs of the said *Cherokee* Nation or Tribe of Indians, and the laws of the United States, and treaties with said Indians, your said petitioner is entitled to be admitted and enrolled as a citizen and member of said *Cherokee* Tribe of Indians in Indian Territory and entitled to all the rights, benefits, privileges and annuities of other *Cherokee* Indians by blood.

That there are now living legal descendants of your said petitioner ~~five~~ persons, as follows, to-wit:

<i>Hugh C. Hamman</i>	, a <i>boy</i>	, and <i>29</i>	years of age
<i>Thomas Jr</i>	, a <i>boy</i>	, and <i>26</i>	years of age
<i>Robert Jr</i>	, a <i>boy</i>	, and <i>28</i>	years of age
<i>Jesse M.</i>	, a <i>boy</i>	, and <i>23</i>	years of age
<i>Washington P.</i>	, deceased father of		years of age
<i>the following</i>			years of age
<i>Lila M. &amp; Lee N. Hamman</i>	granddaughters of <i>Robert Jr</i>		years of age
<i>age 2 yrs. and 3 months respectively</i>			
<i>Charles B.</i>	age 16 <i>John B. Jr.</i>	age 13 <i>James B.</i>	age 10
<i>grand sons of said Thomas Jr</i>			
<i>and said children of Charity E. Hamman</i>			
<i>Hallace P. Hamman</i>	son of <i>Hugh C. Hamman</i>		
<i>grand son of Charity E. Hamman</i>			

Wherefore, the premises considered, your petitioner prays that *her* name, with those of

and descendants to wit:

and *that their names* be enrolled and admitted to all the rights, benefits, privileges and immunities of other *Cherokee* Indians, in and to the \_\_\_\_\_ Nation or Tribe of Indians, in Indian Territory, and your petitioners will ever pray.

*J. H. Nixon*  
ATTORNEYS FOR PETITIONERS

The aforementioned petitioner, *Charity E. Harmon*, says that the statements set forth in the above and foregoing petition are true according to his best knowledge, information and belief.

*Charity E. Harmon*  
*Harmon* Petitioner.

Subscribed and sworn to before me, this *26* day of *August*, 1896.

*J. H. Nixon*  
Notary Public.

No. \_\_\_\_\_

APPLICATION OF

*Charity E. Harmon* Rt. AL.

—FOR—

Enrollment in *Cherokee* Nation

Filed on the \_\_\_\_\_ day of \_\_\_\_\_, 189\_\_\_\_\_

Sec. U. S. Court, Free 14, Tulsa

*J. H. Nixon*  
Attorney for Petitioner.

CAPITAL PRINT. South Dakota, U. S.



AFFIDAVIT OF WITNESS.

IN THE MATTER OF PETITION AND MEMORIAL OF

FOR ADMISSION TO CITIZENSHIP IN THE NATION,

STATE OF

COUNTY OF

SS.

Before me, the undersigned, a Notary Public in and for the Central District County and State of Arkansas, personally appeared Jail A Deshego who, after being by me duly sworn, states: That he is 28 years of age, and a resident of the State of Arkansas County of Saline and postoffice address is Stoneville Ark.; that he is personally acquainted with Charity E. Hommon who is an applicant for Citizenship in the Cherokee Nation. Affiant further states:

(Here set out all that witness knows about claimant's family and ancestors of Indian blood.)

I know Mrs Charity E Hommon I knew her mother whose maiden name was Lucy Allison she Lucy Allison claimed that her mother was a half breed Cherokee Indian and it was generally understood among her neighbors

Affiant further states: That he has known the said Charity E Hommon for the past        years, and knows that she has been and is recognized by her neighbors, acquaintances and the public generally as having Cherokee Indian blood, and that the complexion and physical appearance of the said Charity E Hommon indicate that she is of Cherokee Indian blood and descent. Affiant further says, that from the above facts and circumstances, and from what he has heard and knows of the family of the said Charity E Hommon he believes the said Charity E Hommon to be a descendant by blood of the Cherokee Indian tribe, and a lineal descendant of the said Lucy Allison

Subscribed and sworn to before me this 26 day of August 1896

My Commission expires

Notary Public.



# AFFIDAVIT OF WITNESS.

IN THE MATTER OF PETITION AND MEMORIAL OF  
FOR ADMISSION TO CITIZENSHIP IN THE \_\_\_\_\_ NATION,  
STATE OF \_\_\_\_\_ }  
COUNTY OF \_\_\_\_\_ } SS.

Before me, the undersigned, a Notary Public in and for the Central District of N.Y. County and State aforesaid, personally appeared Rithiah Myrick who, after being by me duly sworn, states: That she is 26 years of age, and a resident of the State of Central District of N.Y. County of N.Y. and my postoffice address is Stonewall, N.Y.; that she is personally acquainted with Charity E. Hemmen who is an applicant for Citizenship in the Cherokee Nation. Affiant further states:

(Here set out all that witness knows about claimant's family and ancestors of Indian blood.)

I know Mrs. Charity E. Hemmen and know  
her mother whose maiden name was Lucy Allison  
she Lucy Allison claimed that her mother was a  
half-bred Cherokee Indian and it was generally  
understood among her neighbors

I know Hugh C. Hemmen, Thomas J. Hemmen  
Adam H. Hemmen, George M. Hemmen and  
know that they are children of Charity E. Hemmen  
I know Washington E. Hemmen deceased a son  
of Mrs. Choptin E. Hemmen and know his  
children Charles A., John C., Alfred J.,  
Louis B. and Annie Hemmen who are  
grand-children of Charity E. Hemmen

Affiant further states: That she has known the said Charity E. Hemmen for the past 18 years, and knows that she has been and is recognized by her neighbors, acquaintances and the public generally as having Cherokee Indian blood, and that the complexion and physical appearance of the said Charity E. Hemmen indicate that she is of Cherokee Indian blood and descent. Affiant further says, that from the above facts and circumstances, and from what he has heard and knows of the family of the said Charity E. Hemmen he believes the said Charity E. Hemmen to be a descendant by blood of the Cherokee Indian tribe, and a lineal descendant of the said Lucy Allison

Subscribed and sworn to before me this 26 day of August 1896

My Commission expires \_\_\_\_\_

Rithiah Myrick  
J. P. Myrick  
Notary Public.

Charity & Humane  
chap 26  
Cherokee Nation

Arguments

To The Hon. Dawes Commission  
Gentlemen:-

In the case of Application  
of Charity E. Hamman Et. Al

The testimony shows that the mother  
of Applicant was a half breed Cherokee  
Indian and that Applicant  
is one eighth and that said  
Ancestors were Tennessee  
Indians wherefore Applicant  
and her children ask that  
their names be added to the  
rolls now being prepared  
by The Commission of the  
Cherokees

J. C. Nixon Atty  
for Applicant,

*Affidavit*



Before me this day personally appeared  
 Gilbert S. Holland who after being sworn  
 says that the application of Charity E.  
 Hammond et al for citizenship in  
 the Cherokee Nation was this day  
 exhibited to me and I saw  
 copies of same placed in an  
 envelope sealed and registered  
 to the Principal Chief of Cherokee  
 Nation at Toke, Okla. I.T. and  
 the the register receipt attached  
 here to is the receipt of the Post  
 Master at Lehigh Ind. for the package  
 containing said copies and  
 I further swear that I am  
 not interested in the said  
 application.

G. S. Holland

Subscribed and sworn to before  
 me this 4 day of Sept. 1896

E. J. Nixon  
 Notary Public

REGISTRY RECEIPT.			
Post Office at		LEHIGH, IND. TX.	
Registered Letter	No. 111	Rec'd 9-4	1896
of S. J. Nixon			
addressed to Principal Chief Cherokee Nation			
Toke, Okla. I.T.			
W. B. Cunningham P.M.			

**End**

855

No 1318.

855

Belle Fish

v.

Cherokee Nation

Filed 7 Sept 1896.

H. M. Jacobson  
clerk

Respectfully

Markau  
L. F.



Application for Citizenship

Wanted state of America. Indian Territory  
your Petitioner the undersigned, being duly sworn on the oath  
respectfully states that her name is Belle Fish aged 24 yrs  
Post office address Monroe ST and that she is entitled by  
Blood to Citizenship in the Indian Territory for the following reasons  
my father Richd Russell, son of Parley Russell was a Cherokee  
Indian - in support of my application, refer you to OT Senate  
England & Esq. Robt. Smith Senator Esq. & to Ben Russell  
Guardian Ad Litem - that my family & relationship consists of the  
following names persons, my husband J F Fish aged 29 yrs and  
my children as follows - Collie B Fish, girl 6 yrs old -

Jack Monroe Fish son aged 3 yrs old - and respectfully ask  
to be included together with each member of my family as members of the  
Cherokee Indians in the Indian Territory - your Petitioner states the  
above as the lawful ground of my application for citizenship in the  
Cherokee Nation. & prays that my claim may be investigated by your  
hon body & that she be adjudged to be a citizen of said Cherokee Nation  
of Indians & entitled to all the rights & privileges pertaining to such  
Citizenship in accordance with the laws & treaties made with the said  
Nation of Indians - witness my hand this 4th day of Sept 1896

Belle Fish.

Subscribed & sworn to before me on the undersigned

testimony on the 4th day of Sept 1896 & I certify that Belle Fish is a respectable  
& creditable person worthy of being that I am not interested in the matter to  
which this applicant relates

Notary Public

Notary Public

STATE OF Ind. Ter

COUNTY OF Putnam

BEFORE ME, the undersigned, a Notary Public, in and for the county and state  
aforesaid personally appeared M E M B Galt who after being duly  
sworn states that My is 27 23 years of age, and is a citizen of Putnam  
County and State of Ind Ter, and that My is personally acquainted with  
Bill Fisk

Who is an applicant for citizenship in the Choctaw Nation, I.T., and affiant further  
states that the said Bill Fisk is the identical person she  
represents in self to be in an application for citizenship in said Nation, and the said  
Bill Fisk is father Richard Russell son of Partly  
Russell who was a Choctaw Indian  
There are facts as related to me by cousin Rich Russell  
his wife Alice S Russell - Bill Russell & Tom Russell  
who lived when the law was first

Affiant further states that My has known the said Bill Fisk  
for the past 13 years, and knows that My is and has been recognized and treated by the  
neighbors, acquaintances and the public generally as a person having Choctaw  
Indian blood, and that the complexion and physical appearance of the said Bill  
Fisk indicate that the said Bill Fisk  
is of Indian blood. That from the above facts and circumstances and from statements made to  
me by the said Bill Fisk, affiant states My his  
every reason to believe that the said Bill Fisk is of Choctaw  
Indian blood.

Affiant further states that My has no interest whatever in the prosecution of the claim  
of the said Bill Fisk to citizenship in the Nation, I. T.

M E Askey  
M B Askey

SUBSCRIBED AND SWORN TO before me, this 4 day of Sept A. D., 1916, and I  
further certify that I am well acquainted with the said M E M B Galt and know My  
to be a person of credibility and of truth and veracity.

Notary Public  
NOTARY PUBLIC.

My Commission expires on the \_\_\_\_\_ day of \_\_\_\_\_ 1919

7  
Hon. Wm. L. Jones, Chairman, Jones, Common Voters of T  
East

I must present before my application for citizenship  
in the Cherokee Nation, with the only written evidence  
that in the limited time, I could procure, and  
respectfully refer you to J. P. Smith of Mayland & Co  
Robt. Smith of Summit & Co & Ben Russell of  
Gordon Ark. - There are old men who I know that  
by further Rich<sup>d</sup> Russell was a first Cherokee  
Indian - I would respectfully ask that you  
for some parties offer before your honorable body &  
testify as to what they know relative to some

Very Respectfully  
Belle Fish



This day opened formally before me the under signed  
 Authority a Notary Public in & for New Brunswick  
 J. B. Jennings Notary Public at Moncton N. B. who  
 being by me duly sworn, on his oath reported he has  
 obtained from Fish & Game Commission for Catquehick in the  
 Quebec District, & the duplicate copies thereof, and found said  
 duplicate and correct copies of the originals sent to the  
 same Commission at Victoria B. C. and that he has  
 this day <sup>by</sup> ~~forwarded~~ <sup>sent</sup> said duplicate copies to the Gov. or  
 Principal Chief of the Quebec District, at Saguenay, the Capital  
 of said District

Given & sealed before  
 me this 4th Sept 1896  
 W. C. Thompson  
 Notary Public

J. B. Jennings  
 Notary Public  
 Moncton N. B.



*a*  
*215-144*

Nation's No. *2120*

Commission's No .....

In re Application of

*Bruce Fish*

Demurrer and Answer.  
FILED SEPT. 28 1896

A. S. McKENNON

COM 'R'

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of

Belle F. Fish

Nation's No. 2120

Commission's No. \_\_\_\_\_

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant can entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said application, says that Per by Bureau

through whom the petitioner claim to derive claim right to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By Hutchings, Hastings & Baudinot Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this 21 day of Sept, 1896.

D. J. Ball

NOTARY PUBLIC.

**End**





No. \_\_\_\_\_  
PETITION OF

\_\_\_\_\_

for and on behalf of

\_\_\_\_\_

and heirs

\_\_\_\_\_  
\_\_\_\_\_  
Attorney for Petitioner.  
\_\_\_\_\_

## APPLICATION FOR ENROLLMENT.

TO THE HONORABLE HENRY L. DAWES, FRANK C. ARMSTRONG, ARCHIBALD S. McKENNON, THOS. B. CABANISS and ALEXANDER B. MONTGOMERY, United States Commissioners authorized by an act of Congress of June 4, 1896, to hear and determine Claims for Citizenship in the Cherokee Nation:

GENTLEMEN: The undersigned, your petitioner, *Mrs Mary J. Bratterton*  
 for and on behalf of *all of her heirs*  
 and heirs, this day makes this their application to you for the purpose of being placed on the re-  
 vised roll of Cherokee Indians and of those entitled to share in the distribution of funds and al-  
 lotments of land in Cherokee Nation, by virtue of their Cherokee blood, and I herewith submit the  
*following to your consideration*

in support of said claim, and respectfully await the time when *May* —application shall  
 be heard and tried. Respectfully Submitted.

*Mrs Mary J. Bratterton*

Enrollment of family, with relationship attached, as follows:

NAMES.	AGE.	RELATIONSHIP.
<i>Sidney Bratterton</i>	<i>22</i>	<i>Son</i>
<i>James O. Bratterton</i>	<i>19</i>	<i>Son</i>
<i>Emory J. Bratterton</i>	<i>17</i>	<i>Daughter</i>
<i>Kate Bratterton</i>	<i>14</i>	<i>Daughter</i>
<i>Joseph Bratterton</i>	<i>12</i>	<i>Son</i>
<i>William Bratterton</i>	<i>10</i>	<i>Son</i>
<i>Robert Bratterton</i>	<i>8</i>	<i>Son</i>
<i>Thomas Bratterton</i>	<i>6</i>	<i>Son</i>
<i>Sally M. Bratterton</i>	<i>4</i>	<i>Daughter</i>

In witness of which I hereunto set my hand on this *3<sup>d</sup>* day *Sept* 1890  
*Mary J. Bratterton*

No. 1321

Monfauve Brothers  
of  
Cherokee Nation

Filed 7 Sept. 1896,  
H. M. Jacobson  
Clerk.

Wagoner  
Ind. T. S. A.

To the Honorable Henry L. Dawes and others Composing the Commission to the Five Civilized Tribes:

YOUR Petitioner Mary Jane Brattenton  
would state and show from the proof submitted to the Commission that she is a Cherokee by decent and  
by blood having been born in Franklin County, State of Arkansas  
on 28 day of July 1880. My fathers name was John Sharp  
My mothers name was Delitha Mayo  
That I now reside in Franklin County Arkansas  
and have resided there for 41 years. And she avers these facts can be established by  
proof to the satisfaction of the Commission under such rules and regulations as it may prescribe. And  
she further avers that these facts being proved she is entitled to be adjudged under the laws of  
such Nation and the laws of the Congress of the United States and the treaties of such Nation with the  
United States, a citizen of such Nation, with all the rights, privileges and protection of Citizenship in  
such Nation. Wherefore she herewith respectfully submit to the consideration of the  
Honorable Commission such proof and on the hearing she be adjudged entitled to such citizenship  
and her name be placed upon the proper roll as a citizen of such Nation.

Witness  
Alonzo Hedges

Signature Mary Jane Brattenton



State of Arkansas | SS  
County of Franklin

NOW on this 4 day of September 1880

personally appeared before me J. C. Moore

County and Probate Clerk Public for said county and state

Mary Jane Brattenton who being

duly sworn upon oath states that the facts set forth in the fore-

going petition are correct and true. Subscribed and sworn to be-

fore me this 4 day of Sept 1880.

J. C. Moore Clerk  
By A. P. Richardson Notary Public.



**End**

857

Respect

Copy of Claim as sent  
before the Dawes Commission at  
Tulita I. O.

Pheby Stout's claim is  
for the Plaintiff

Whereas Pheby Stout is now  
Prosecuting her claim before the  
Dawes Commission for citizenship  
in the Cherokee Nation and I  
Arenna Thomas being her child do  
Make claim to citizenship in said  
Nation and I also make claim for  
my child Mikey who is now five years  
old past I was born in Tennessee  
December first 1870<sup>and</sup> am twenty five years  
old past: Whereas if Pheby Stout does  
Prove and sustain her claim before  
your Commission Then we also are entitled  
to our claim

Arenna Thomas

Sworn to and subscribed before me this 26<sup>th</sup> day of  
August A. D. 1896. at Mississippi City, Harrison  
County, Mississippi

D. S. Hines Clerk

Circuit Court  
Harrison County, Miss



Handsboro Mass

September 4 - 1896

James Commission

Dear sir

please find my claim which I send  
sworn to before the clerk of Hanson so  
Miss I have sent for other Affidavits  
which I will send forward as soon as  
they reach here I also send a copy  
of this claim to the governor or chief  
in your care as I do not know his  
address please forward it to him

I am Respectfully yours

Anna Thomas

No. 1434

857

Annua Thomas

r

Cherokee Nation

Filed 7 Sept 1896,  
H. M. Jocoway  
Clerk

Accepted

Haudsboro  
Miss

Dawes Commission  
Venita J.D.

Phibz Stout's claim is  
Joseph P. Mullin

Whereas Phibz Stout is now  
Prosecuting her claim before the  
Dawes commission for citizenship  
in <sup>the</sup> Cherokee Nation and J. Anna  
Thomas being her child do make  
claim to citizenship in said nation  
and also make claim for my child  
Mikey who is now five years old first  
I was born in Tennessee December first  
1870 and am twenty five years old first  
whereas if Phibz Stout does sustain her  
claim before your commission then we  
are also entitled to our claim.

Anna Thomas  
Sworn to and subscribed before me this 26<sup>th</sup>  
day of August A.D. 1896. at Mississippi City  
Harrison County Mississippi

F. S. Hewes Clerk  
Circuit Court  
Harrison County  
Miss

**End**





STATE OF NORTH CAROLINA, SWAIN COUNTY,

Before me the undersigned J. R. Snow, Clerk of the Superior Court in and for the County of Swain and State aforesaid came J. S. Elmore, Post Master at Bryson City, North Carolina who being by me duly sworn deposes and says; that he has this day mailed by registered mail to Hon. Samuel H. Mayes, Principal Chief of the Cherokee Nation at Tahlequah, Indian Territory, a true copy of the application for Citizenship of *Laura J. Thomas* with the evidence annexed. That Affiant has in his possession to mail to the Commission at Vinita, Indian Territory the application and the evidence of the said .....

*Laura J. Thomas* for Citizenship in said Territory. This 29th day of August 1896.

*J. R. Snow*

*Subscribed & sworn to before me Sept 4<sup>th</sup> 1896.*

*W. H. Hyde*  
*Ed. Shuler*  
*W. H. Hyde*

Applicative for Citizenship,  
in the Cherokee nation of Indians

Hon. James. Commissioner  
James H. Thomas for his wife  
Laura H. Thomas.

This Application made and  
support of Said Application  
respectfully alleges and states  
that your applicant is a  
Cherokee Indian by blood  
she is the daughter of Andrew  
Coleman Andrew Coleman  
was a son of Mark and Nancy  
Coleman Nancy Coleman wife  
of Mark Coleman was a daughter of Elizabeth  
Welch Elizabeth Welch  
was a daughter of of Betty  
Cobbard a Cherokee Indian  
by blood my age is 34.90  
Jat. offee. Governors Island  
Susan Covey at 4

I have 2 minor children

Andrew age 14 3

Myrtle age 12

Wherefore your applicant  
prays that she with her  
family be Enrolled

as a citizen of the Cherokee  
Nation. in the Indian  
Territory.

Laura G. Thomas  
born to before me Sept 3<sup>rd</sup> 1896.  
Richard R.



North Carolina  
Swain County }

Be it remembered

That - on this 3 day of Sept 1896  
personally appeared before me C. D. Skates  
whose Postoffice address is Governors Blad  
Swain County N.C. after being by  
me duly sworn accorden to Law  
Declare that his age 77 years  
That he was personally acquainted  
with Laura J Thomas and that the  
said Laura J Thomas was a daughter  
of Andrew Coleman That - Andrew  
Coleman was a son of Mark &  
Nancy Coleman nee Nancy Welch  
who was a daughter of Betsy Welch  
nee Betsy Colvard who was a Cherokee  
Indian by blood  
That affiant further That - he has known the  
said Laura J Thomas for the Past 25 years and  
knows that she has been and is recognized by  
her neighbors acquaintances and the Public  
generally as having Cherokee Indian blood and  
the said Laura J Thomas Indicate that she is  
of the Cherokee Indian blood and descent -  
affiant further say That - from the above  
facts and Circumstances and from what he  
has hear and knows of the said Laura J -  
Thomas he believes the said Claimant -

To be a descendant-by blood of the  
Cherokee Indian Tribe  
E I <sup>his</sup> <sub>mark</sub> Shuler

Subscribe and sworn to before me This  
2 day of Sept-1896

J. Robinson (seal)  
Justice of the Peace  
Swain County NC

No. 101—PROBATE—CERTIFYING JUSTICE OF THE PEACE TO ANOTHER COUNTY.—Edwards & Broughton, Printers, Raleigh.

STATE OF NORTH CAROLINA, } ss.

Swain County.

The foregoing Certificate of

Justice of the Peace of Swain County, is adjudged to be correct; and

I, J. F. Robinson, Clerk of the Superior Court of said County, do

hereby certify that J. F. Robinson was, at the time of signing the foregoing

certificate, a Justice of the Peace in and for the County of Swain

and State of North Carolina, and that his signature thereto is in his own proper handwriting.

IN WITNESS WHEREOF, I hereunto subscribe my name and affix  
my official seal, this 2 day of Sept

A. D. 1896

J. F. Robinson  
Clerk Superior Court.

To be a descendant - by  
Cherokee Indian Tribe

blood of the  
E. J. Hunter

Subscribed and sworn to before me this  
2 day of Sept - 1896

of Robinson (seal)  
Notary at the State  
New York July 18

No. 101 - PROBATE - CERTIFYING JUSTICE OF THE PEACE TO AND

STATE OF NORTH CAROLINA

*James*

The foregoing

Just

Affidavit -  
of E. J. Hunter

No. 1437

Laura J. Thomas

or  
Cherokee Nation

Filed 7 Sept, 1896,  
H. M. Jacobson  
Clerk

hereby certify that *J. H. Thomas* was, at the time of signing the foregoing certificate, a Justice of the Peace in and for the County of *Lawson* and State of North Carolina, and that his signature thereto is in his own proper handwriting.

IN WITNESS WHEREOF, I hereunto subscribe my name and affix my official seal, this *4* day of *Sept* A. D. 189 *6*

*H. M. Jacobson*  
Clerk Superior Court.

*Rejected*

*Lawson County*  
*N. C.*



# AFFIDAVIT OF WITNESS.

IN THE MATTER OF PETITION AND MEMORIAL OF Laura J. Thomas  
 FOR ADMISSION TO CITIZENSHIP IN THE Indian NATION.  
 STATE OF Fla.  
 COUNTY OF Swain

Before me, the undersigned, a J. P. in and for the County and State aforesaid, Personally appeared W. P. Hyde who, after being by me duly sworn, states: That he is 53 years of age, and a resident of the State of Fla. and County of Swain and that he is personally acquainted with Laura J. Thomas who is an for applicant citizenship in the Cherokee Nation. Affiant further states: (Here set out all that he knows about claimant's family and ancestors of Indian blood.) Laura J. Thomas is a daughter of Andrew Coleman and Andrew Coleman was a son of Mark Coleman & Nancy Coleman. Maiden name was Nancy Welch who was the daughter of Betsey Welch whose Maiden Name was Betsey Colvard. Who has been recognized as having Indian blood.

Affiant further states: That he has known the said Laura J. Thomas for the past 36 years, and knows that she has been and is recognized by her neighbors, acquaintances and the public generally as having Indian Indian blood, and that the complexion and physical appearance of the said Laura J. Thomas indicate that she is of Cherokee Indian blood and descent. Affiant further says, that from the above facts and circumstances, and from what he has heard and knows of the said Laura J. Thomas, he believes the said Laura J. Thomas to be a descendant by blood of the Cherokee Indian tribe.

Subscribed and sworn before me this 2 day of Sept. 1896.  
W. P. Hyde  
 My Commission expires.....  
J. B. Robinson  
 Justice of the Peace  
 Swain County Fla

STATE OF NORTH CAROLINA.

*Swain* County. } ss.

The foregoing Certificate of *J. T. Robinson*, a Justice of the Peace of *Swain* County, is adjudged to be correct; and I, *J. T. Robinson*, Clerk of the Superior Court of said County, do hereby certify that *J. T. Robinson* was, at the time of signing the foregoing certificate, a Justice of the Peace in and for the County of *Swain*, and State of North Carolina, and his signature thereto is in his own proper handwriting.

IN WITNESS WHEREOF, I hereunto subscribe my name and affix my official seal, this *4* day of *Sept*, A. D. 189*6*

*J. T. Robinson*  
Clerk Superior Court.

No. 1437

858.

*Lawrence Thomas*

*Whisper Station*

*Filed 27 Sept. 1896,  
H. H. Bowers  
Clerk*

*Rejected*

*Byron City  
N. C.*

fix  
N  
Nation's No. 4419  
Commission's No. ....  
In re Application of

James J. Thomas

Demurrer and Answer.

FILED OCT 11  
H. M. JARVIS  
SE

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners

In the matter of application of

Nation's No.

S. H. Mayes

Commission's No.

for citizenship in the Cherokee Nation

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has no jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant entitled to citizenship.

Respondent notwithstanding his objections, demurring, but insisting upon the same for answer to said application, says that

through whom the petitioner claims to derive his right to citizenship in the Cherokee Nation, is now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *John L. Adair, Executive Secretary* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the

*21st* day of *Oct*  
*D. L. Bill*

1896.

NOTARY PUBLIC.



**End**



STATE OF NORTH CAROLINA, SWAIN COUNTY,

Before me the undersigned J. R. Snow, Clerk of the Superior Court in and for the County of Swain and State aforesaid came J. S. Elmore, Post Master at Bryson City, North Carolina who being by me duly sworn deposes and says; that he has this day mailed by registered mail to Hon. Samuel H. Mayes, Principal Chief of the Cherokee Nation at Tablequah, Indian Territory, a true copy of the application for Citizenship of

*Nancy Jenkins* with the evidence annexed. That Affiant has in his possession to mail to the Commission at Vinitia, Indian Territory the application and the evidence of the said *Nancy Jenkins* for Citizenship in said Territory. This <sup>4</sup>~~28th~~ day of ~~August~~ <sup>Sept</sup> 1896

*J. R. Snow* Clerk

*Subscribed and sworn to before me*  
*August 4<sup>th</sup> 1896*  
*Witness my hand &*  
*Official Seal* *H. A. Thompson*  
*J. R. Snow*  
*Post Master*

No. 1442  
859

Nancy Jenkins  
vs.  
Cherokee Nation

In the matter of  
the claim of  
Nancy Jenkins  
to the Cherokee Nation

Filed 7 Sept 1896  
H. M. Jacobway  
Clerk

Accepted

Bismarck City  
N.C.



Petition of Mary  
Jenkins for  
Citizenship in  
the Cherokee  
Nation

To the Honorable Henry R. Deere and  
Others Comprising the Commission to the  
Five Civilized Tribes.

Your petitioners Nancy Jenkins  
wishes to state and show from the  
proof submitted to the Commission  
that she is a Cherokee Indian  
by blood and by descent having  
been born in Jackson County  
now Indian Territory North Carolina  
on the day of 1867

That my great grand mother wife  
of my great grand father Arthur  
Burns was Cherokee Indian by  
blood.

That my father's name was  
Wash Burns a son of Hecatah  
Burns and grand son of Arthur  
Burns -

That I make application for my  
children by reason of their being  
sons and daughters of free peo-  
ple and Cherokee by blood and  
live with me -

That our names and ages are  
as follows:

Nancy Jenkins	age 37	years
Pink	" 26	"

Sam. Jenkins	Age	19	Yours
Louisa	"	17	"
Epp.	"	16	"
Sallie	"	14	"
Joshua	"	12	"
Laura	"	10	"
Healy	"	8	"
Hannie	"	6	"
Stella		7 months	

That our post office address is  
Byron City Swain County N.C.

Your petitioners avers that these  
facts can be established by proof to  
the satisfaction of the Commission  
under such rules and regulations as it  
may prescribe.

And your petitioners further  
avers, that these facts being proven  
He together with his children  
are entitled to be adjudged under  
the laws of such Nation and the  
laws of the Congress of the  
United States, And the Treaties  
of such Nation with the United  
States, Citizens of such Nation  
with all rights, privileges and

protection of citizenship in Irish  
Nation

That they be placed on the  
proper roll as citizens of said  
Irish Nation

For  
Francis Jenkins  
Wm

Subscribed & Sworn to before  
me Aug 28<sup>th</sup> 1896,

Witness  
Chas. H. H. H. H.



North Carolina 3<sup>40</sup>  
Jackson County 3

On the matter of the claim of Affidavit  
of Nancy Jenkins for admission to citizenship of  
Solomon Messer in the Cherokee Nation

The affiant Solomon Messer being  
duly sworn says:

That his age is 84 years.

That his post office address  
is Dilleboro Jackson Co. N.C.

That he is personally acquainted  
with the applicant Nancy Jenkins  
That her maiden name was  
Burns - a daughter of J. W. W. Burns  
and grand daughter of  
Hesekiah Burns and great  
grand daughter of Arthur Burns.

That he was personally acquainted  
with Arthur Burns father of  
Hesekiah Burns who was the  
father of W. W. Burns, the father  
of the claimant.

That he has always understood  
and truly believes that the wife  
of Arthur Burns, the mother of  
said Hesekiah Burns was a  
relative of Elizabeth L. L. L.

the wife of Edward Leatherwood.  
That the wife of said Arthur Burr  
and the wife of Edward Leatherwood  
were Cherokee Indian by blood.

That he makes this affidavit from  
his personal knowledge and long  
acquaintance with the families  
in this affidavit mentioned.

That he has no interest directly  
or indirectly in the prosecution of  
the claim of said Nancy Jenkins  
for admission to citizenship in  
the Cherokee Nation  
Solomon Myers

Subscribed & sworn to before me  
Aug 27<sup>th</sup> 1896

S. J. Early  
Justice Peace of  
Jackson Co., N.C.

NUMBER 567-N.—CLERK'S CERTIFICATE THAT A MAN IS A JUSTICE OF THE PEACE USED TO ATTACH TO A MAGISTRATE'S WARRANT, INSURANCE PAPERS, AND PROBATING DEEDS, &c., WHEN SENT OUT OF THE COUNTY.—Printed and for sale at Warrell's Printing House, Weldon, N. C.

STATE OF NORTH CAROLINA,  
JACKSON COUNTY.

I, H. C. Cowan Clerk of the Superior Court of said County, do  
certify that S. J. Early whose genuine signature appears to the  
foregoing, Certificate is, and was at the time of signing the same, an acting Justice  
of the Peace for said County, and full faith and credit are due to his official acts.

Given under my hand and official seal, this the 27<sup>th</sup> day of August 1896

H. C. Cowan  
Clerk Superior Court Jackson County.

# AFFIDAVIT OF WITNESS.

IN THE MATTER OF PETITION AND MEMORIAL OF Kane Jenkins  
 FOR ADMISSION TO CITIZENSHIP IN THE Cherokee NATION.  
 STATE OF North Carolina  
 COUNTY OF Franklin

Before me, the undersigned, a C. J. C., in and for the County and State aforesaid. Personally appeared Charles Jenkins who, after being by me duly sworn, states; That he is..... years of age, and a resident of the State of N. C. and County of Franklin and that he is personally acquainted with Kane Jenkins who is an applicant citizenship in the Cherokee Nation. Affiant further states; (Here set out all that he knows about claimant's family and ancestors of Indian blood.)

That he was personally acquainted with Urial Burns father of claimant, and also personally acquainted with Hesakink (Burns) grand father of claimant. Affiant further states that he is informed and verily believes that the great grand father of said claimant was Arthur Burns - that the great mother of claimant, the wife of said Arthur Burns was a Cherokee Indian by blood.

Affiant further states; That he has known the said Kane Jenkins for the past 35 years, and knows that he has been and is recognized by his neighbors, acquaintances and the public generally as having Cherokee Indian blood, and that the complexion and physical appearance of the said Kane Jenkins indicate that he is of Cherokee Indian blood and descent. Affiant further says, that from the above facts and circumstances, and from what he has heard and knows of the said Kane Jenkins, he believes the said Kane Jenkins to be a descendant by blood of the Cherokee Indian tribe.

Charles Jenkins

Subscribed and sworn before me this 21 day of Aug 1899

W. R. Snow  
 Clerk Supr Court

My Commission expires.....



North Carolina,  
Forsyth County, in the matter of  
Harvey Jenkins claim for admission  
to citizenship in the Cherokee Nation  
Before me the undersigned Clerk of the  
Superior Court in and for said City  
and State - personally came William  
Leonard, who after being duly sworn  
states: that his age is 78 years and  
a resident of Bryson City, Swain  
County, North Carolina, and that  
he is personally acquainted  
with Nancy Jenkins who is appli-  
cant for citizenship in the Cherokee  
Nation.

Affiant further states: that  
he was personally acquainted  
with Nicholas Burns father of  
claimant, and also personally  
acquainted with Hezekiah Burns  
grand father of claimant -  
Affiant further states that he  
is informed and verily believes  
that the great grand father of  
said claimant was Arthur Burns -  
that the the great grand mother  
of claimant, the wife of said  
Arthur Burns was a Cherokee  
Indian. Affiant further



States: That he has known the  
Said Nancy Jenkins for the past  
39 years of all her life, that  
her maiden name was Burne,  
and knows that she has been recog-  
nized by her neighbors and acquaint-  
ances generally as having  
Cherokee Indian blood, and that  
the complexion and physical ap-  
pearance of the Said Nancy Jenkins  
indicate that she is of Cherokee  
Indian blood and descent.  
Affiant further says, <sup>that</sup> from  
the above facts and circumstances  
and from what he has heard and  
knows of the Said Nancy Jenkins  
he believes the Said Nancy  
Jenkins to be a descendant by  
blood of the Cherokee Indian  
Tribe

William H. Curley  
Affiant

Subscribed and sworn to before  
me August 7<sup>th</sup> 1876,

Alfred  
Chas. Safford, Clerk

859 a  
145

Nation's No. 4418  
Commission's No .....  
In re Application of

Hancy Jen Kim

Demurrer and Answer.

FILED OCT  
H. M. JACOWAY  
SEC

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of

*Harvey Lee Kinn*

Nation's No. ....

Commission's No. ....

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the  
said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy,  
and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant *is*  
entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said appli-  
cation, says that *Arthur Burns*

through whom the petitioner *has* claim to derive *his* right  
to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since  
the removal of said Nation, west to the Indian Territory as at present located and defined; that his name  
does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now  
reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *Hutchings, Hastings & Baudinot* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the  
matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the

*John L. Adair*  
5 day of *Oct* 1896.

*D. J. Ball*

NOTARY PUBLIC.

**End**





To the Honorable the Dawes Commissioners  
on Citizenship in the Five Civilized Tribes  
in the Indian Territory.

Your petitioner Rosa Mashewe under-  
signed respectfully states that she is a Cherokee  
Indian by blood and asks to be enrolled as  
a member of the Cherokee nation of Indians  
in the Indian Territory. That she derived  
her said Indian blood from Ann Parker  
formerly Ann Scruggs her <sup>mat</sup> Grand Mother  
who was a Cherokee Indian by blood.

The said Ann Parker who was a  
daughter of Hyatt Stubblefield who died in  
Tennessee in about the year 1820 who was  
known and recognized then as a Cherokee  
Indian and my <sup>mat</sup> Mother Clarissa J. Scruggs  
is a daughter of the said Ann Scruggs now  
Ann Parker.

Your Petitioner states the above facts  
as the lawful grounds of her application  
for citizenship in the Cherokee Nation and  
prays that her claim may be fully investi-  
gated by your Honorable Commission and  
that she be adjudged to be a citizen of said  
Cherokee nation of Indians and entitled  
to all the rights and privileges pertaining  
to such citizenship in accordance with  
the laws and treaties with said Nation of Indians.

My Age is 26 years My Post-office address  
is Cardiac, Mo.

My family consists of the following named  
persons My Husband S. T. Matthews.

Witness my hand this 4<sup>th</sup> day of September  
1896. x Rosa Matthews

State of Missouri }  
County of Jasper }

Personally appeared before the under-  
signed authority, Rosa Matthews to me  
known to be the petitioner in the above pe-  
tition who being duly sworn by me upon  
her oath says that she is the petitioner in  
the above petition that she has heard read  
the said petition and that the facts stated  
therein are true she truly believes

x Rosa Matthews

Subscribed and sworn to before me this 4<sup>th</sup>  
day of Sept-1896 My term expires Dec 27<sup>th</sup>  
1896

M. M. James  
Notary Public

State of Missouri  
County of Jasper }

Robert Oxman being duly sworn  
according to law depose and says

My name is Robert Oxman I am 64  
years of age.

My Post-office address is Carthage Jasper  
County Missouri

I am personally well acquainted with  
Rosa Mathews an applicant for Citizenship  
in the Cherokee nation. I have known her  
for 35 years

I know her to be a part-Cherokee Indian  
by blood and she derived her said Indian  
blood from her <sup>grand</sup> mother, Eliza J. Loveless  
who was a daughter of Ann Scroggs who has  
since married to J. H. Parker and whose Post-  
office address is Adair Indian Territory  
who was also well known to me

The said Rosa Mathews is a great-  
grand daughter of Ann Scroggs now Ann  
Parker whose maiden name was Ann Stubbs  
Leford who was born in East Tennessee  
they were known and recognized then as  
Cherokee Indians.

The said Rosa Mathews is the daughter  
of Lucy W. Hinkle who is a grand daughter  
of the said Ann Parker and a grand



of Clarissa J. Loomis, who is a daughter  
of the said Ann Parker. The said Ann  
Parker who was a Cherokee Indian by blood  
and a recognized member of and who lived  
in the old Cherokee nation in the state of  
Tennessee previous to the migration of the  
Cherokees to the west.

The said Ann Parker was born in the  
old Cherokee nation in Tennessee as one  
of them. I have no doubt whatever that the  
applicant is a Cherokee Indian by blood  
and derived it from Cherokee Indians  
ancestors and members of the tribe.

I make the foregoing statement from my  
own knowledge and also from my knowledge  
of applicant's family, their history and  
tradition learned by me.

Robert <sup>his</sup> ~~x~~ Crossman  
made

Witness

D. R. Turner

H. E. Turner

Subscribed and sworn to before me this 8<sup>th</sup>  
September 1896 My commission expires Dec 27<sup>th</sup> 1896

M. M. Jaffes

Notary Public

No. 4346

860

Rosa Matthews

Cherokee Nation

Filed 7 Sept 1896  
H. M. Jacobson  
clerk

Repealed

Corthage  
N.C.

State of Missouri  
County of Jasper ss

Clarissa Loveless, wife of Jonathan Loveless, being duly sworn according to law deposes and says;

My name is Clarissa Loveless, I am 64 years of age, my post-office address is Carthage, Missouri, I am personally acquainted with Rosa Marshers, the wife of S. T. Marshers my Grand Daughter is 26 years of age, I know her to be a Cherokee Indian by blood from the fact that My Mother Ann Scruggs, now Ann Parker, and my grand-mother Miza Stubblefield, who was the wife of Wyatt Stubblefield, who was a Cherokee Indian, they said they were Cherokee Indian by blood and said they derived said Indian blood through my grand-father Wyatt Stubblefield a Cherokee Indian who died in Tennessee about the year 1820, having been recognized a member of the Cherokee Indians.

Clarissa Loveless

Subscribed and sworn to before me this 3<sup>rd</sup> day of  
September, 1896. *my term expires Dec 27<sup>th</sup> 1896*  
M. M. James  
Notary Public

**End**





No. 1344

86

Mary M. Saunders.

v.

Cherokee Nation

Filed 7 Sept. 1896,  
N. M. J. J. J. J. J.  
Clerk,

Refused

Marlow  
Ind. Ter.

APPLICATION FOR CITIZENSHIP.

United States of America, Indian Territory, ss.

TO THE DAWES COMMISSION ON INDIAN CITIZENSHIP:

Your petitioner, the undersigned, being duly sworn on 2 oath, respectfully states that he name is May M. Sanders, age 23 years. post office address New Len O T, and that he is entitled by Blood to citizenship in the Indian Territory for the following reasons:

My father Richard Russell. son of Parley Russell who was a Cherokee Indian - in support of my claim. refer you to, O. P. Smith Highland Tex. Robt Smith Sunset Tex. Ben Russell - Gordon Ark

That her family and relationship consists of the following named persons: My husband May M. Sanders age 23 years, and he children, as follows:

James L. Sanders son age 15 yrs - Richard Sanders age 10 yrs  
May F. Sanders girl age 10 yrs - Margaret Sanders girl age 7 yrs  
Ada J. Sanders girl age 5 yrs - Minnie A. Sanders age 3 yrs  
Alex G. Sanders son age 1 yr

And respectfully ask to be enrolled, together with each member of my family, as a member of the Cherokee Indians in the Indian Territory.

Your petitioner states the above facts as the lawful grounds of my application for citizenship in the said Cherokee Nation, and prays that my claim may be investigated by your honorable body and that she be adjusted to be a citizen of said Cherokee Nation of Indians and entitled to all the rights and privileges pertaining to such citizenship in accordance with the laws and treaties made with the said Nations of Indians.

WITNESS my hand, on this 9 day of Sept 1896.

Witnesses:

Marcell M. Sanders

SUBSCRIBED AND SWORN TO before me, the undersigned authority, on this the 9 day of Sept 1896, and I certify that the said May M. Sanders is a responsible and creditable person worthy of belief, and that I am not interested in the matter of which this affidavit relates.

WITNESS my hand and seal of office on this 9 day of Sept 1896.

Notary Public

Notary Public



NOTARY PUBLIC OF INDIAN TERRITORY

STATE OF Ind. Ter  
COUNTY OF Pulaski

BEFORE ME, the undersigned, a Notary Public, in and for the county and state aforesaid personally appeared M. E. Askey & M. B. Askey who after being duly sworn states that they is 27<sup>20</sup> years of age, and is a citizen of Pulaski County and State of Ind. Ter and that they is personally acquainted with

Mary M. Sanders  
Who is an applicant for citizenship in the Choctaw Nation, I. T., and affiant further states that the said Mary M. Sanders is the identical person she represents her self to be in her application for citizenship in said Nation and the said Mary M. Sanders further, Reck Bussell a son of Reck Bussell who was a Choctaw Indian; that on facts or addition to us by some Reck Bussell and his wife Lelia & Bussell. Ben Bussell Bussell Tom Bussell and being like the same to be true

Affiant further states that they has known the said Mary M. Sanders for the past 13 years and knows that she is and has been recognized and treated by her neighbors, acquaintances and the public generally as a person having Choctaw Indian blood, and that the complexion and physical appearance of the said Mary M. Sanders indicate that the said Mary M. Sanders is of Indian blood. That from the above facts and circumstances and from statements made to us by the said Mary M. Sanders & others, affiant states they has every reason to believe that the said Mary M. Sanders is of Choctaw Indian blood.

Affiant further states that they has no interest whatever in the prosecution of the claim of the said Mary M. Sanders to citizenship in the Choctaw Nation, I. T.

M. E. Askey  
M. B. Askey

SUBSCRIBED AND SWORN TO before me, this 4 day of Sept, A. D. 1896, and I further certify that I am well acquainted with the said M. E. & M. B. Askey and know they to be a person of credibility and of truth and veracity. Washington  
Notary Public.  
My Commission expires on the \_\_\_\_\_ day of \_\_\_\_\_ 1897



To the Hon. Secy L. Jones & Gent. Comprising the  
Jones Commission Visiting S. T.

Dear Sir - Not having time to procure our evidence  
before Sept 10/96 I respectfully present for your  
consideration my application for citizenship in the  
Oklahoma Territory - and also for you to  
O.P. Smith, of Mayland Ex. Robt Smith Esq. & H. J.  
and Ben Russell Esq. - These are  
old men & know that my father Richard  
Russell was a first Christian Indian  
I respectfully ask that you have these men  
appear before you to testify in this matter  
Respectfully submitted  
May M. Sanders

This day appeared personally before me the undersigned authority  
 a Notary Public in & for Putnam Co. N.Y. of R. Jessup  
 Post Master at Marlboro N.Y. who being by me duly sworn in  
 his oath states that he has examined both the original and a  
 duplicate paper of May M. Sanders in his application for  
 citizenship in the Cherokee Nation, and truly certifies that  
 the duplicate are true & correct copies of the originals sent  
 to the General Commission at Vicksburg N.Y. & that I have this  
 day forwarded said true & correct copies to the Commissioner of  
 Indian Affairs at Washington D.C. as per copy of said notice of  
 Tolagwah the Capital of said Cherokee Nation

Given under seal & signed  
 me this 4th day of Sept 1896  
 Notary Public  
 Notary Public

R. Jessup  
 Post Master at  
 Marlboro N.Y.

861 145

Nation's No.

2118

Commission's No

In re Application of

Mary M. Sandino  
et al.

Demurrer and Answer.

FILED SEPT. 29 1896.

A. S. McKENNON

COM 'R'

Before the Honorable, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of.....

*Mary M. Sanders  
et al*

Nation's No. *2118*

Commission's No. ....

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the  
said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy,  
no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant *is*  
entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said appli-  
cation, says that.....

*James Waldruff* through whom the petitioner *claims* to derive *her* right  
to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since  
the removal of said Nation, west to the Indian Territory as at present located and defined; that his name  
does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now  
aside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *Asa L. Adair, H. L. Adair, & J. L. Adair* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the  
matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the *24* day of *Sept.*, 1896.

*John L. Adair*  
*J. P. Ball*

NOTARY PUBLIC.



**End**

862

No 862

Jas McNeil Etal  
vs.  
Cherokee Nation

Order of Appeal from  
US Court

X  
a' 100'

## NOTICE.

#67

United States of America,  
INDIAN TERRITORY,  
NORTHERN DISTRICT.

In the United States Court for said District.  
In the matter of the application of .....  
ss. Jas McNeil et al ..... to be  
enrolled as citizens of the Cherokee Nation.

TO THE Commission to the five civilized tribes:

You are hereby notified that an appeal has been taken in the matter of the application of

James McNeil et al

to be enrolled as citizens of the Cherokee Nation, from said

Commission

to the United States Court for the Northern District of the Indian Territory, and that your tribunal is requested by said Court to transmit, at the earliest time practicable to said Court, at Muskogee, Indian Territory, a transcript of all the entries made in the docket of your tribunal relating to the case, together with the depositions and testimony taken before said tribunal; the decision thereof on the application, and all original papers relating thereto.

Witness the Honorable William M. Springer, Judge of said Court, and the  
seal thereof, at Muskogee, Indian Territory, the 21st

Dec 1896

A.D. 189

Clerk.



**End**

863

Commission to the Five Civilized Tribes.

VINITA, IND. TER., 1896.

See that you swear to your Petition.

Evidence of service of copies on the Chief or Governor may be secured as follows: If convenient get his receipt to file with your papers. If you cannot do this, register to him, and have some disinterested person to make affidavit in form about as follows:

I, J. J. Corum, do solemnly swear that on the 7 day of Sept, 1896, I saw a package registered at the postoffice at Seneca Mo, addressed to Principal Chief of Cherokee Nation Governor or Chief of the Cherokee Nation, Cherokee Nation Ind. Ter., that registry receipt, No. 52, received from postmaster, hereto attached, is a receipt for said package, which contained true copies of the application of M. L. Sloan and of the affidavits of M. L. Sloan and \_\_\_\_\_ in support of same.

Subscribed and sworn to before me, on this 7 day of Sept, 1896.

Sam L. Jones Notary Public

Attach receipt to this affidavit and send with papers to the Commission at Vinita, Indian Territory. This takes the place of the former instructions, as we understand that packages are not promptly receipted for by the Chiefs and Governors.

For the Commission.

No. 1361-863

Claim of  
M. L. Sloan  
to Cherokee Indian  
Citizenship before  
the Dawes  
Commission to  
the Five Civilized  
Tribes at  
Winita, I. T.

Filed Sept. 1-96.

H. H. Jewaway  
Secretary.

Respectfully

Success, Ill.



for the matter of claim of <sup>deceased</sup> W. M. Bonner  
to Cherokee Indian Citizenship before the  
Laws Commission to the five civilized  
Tribes at Vinita Indian Territory

State of Missouri County of Reuter  
on this the 2 Day of Sept 1894

Personally appeared before me the undersigned  
Notary Public in and for the County  
and State aforesaid

M. L. Sloan of Reuter County  
Missouri who is known to me and  
was duly sworn by me according to  
law and deposed and said that she is  
a Person of Cherokee Indian Descent and was  
Born in Warren County Tennessee that her  
age is 27 years and her Postoffice is Seneca  
Missouri and that she is the Daughter of  
W. M. Bonner now dead, who was the  
Daughter of Thomas Brown and the Grand  
Daughter of Absolom Brown who was  
a  $\frac{1}{4}$  Cherokee Indian the said M. L. Sloan  
further said deposed and said that her  
Grand Father Absolom Brown was a  
Recognized Cherokee Indian of  $\frac{1}{4}$  Blood and  
died in Warren County Tennessee in  
the Year 1861

Winnie

great

Deponent further claims her and her  
Brothers and sisters namely W. L. Sloan  
her age is 21 years F. Walla Bonner age is 18  
Lizzy Bonner age 15 years Willey Bonner  
age 8 years Charley Bonner age 5 years  
Deponent further claims that her and her  
Brothers and sisters are fully entitled  
to all the Rights and Privileges in the  
Cherokee Nation and Indian Territory  
as others of the Cherokee Tribe of Indians  
the said W. L. Sloan therefore submits  
her claims to the Hon Commission to the five  
civilized Tribes at Winita Indian Territory to  
take such action as your Hon Commission  
may deem proper for the benefit of her and her  
Brothers and sisters

by her  
mother  
Winnie M  
Bonner

Deponent further says that in the year 1887  
that her claim was filed for Cherokee Indian  
Citizenship in Grundy county Tennessee said  
claim was filed for the Cherokee Council  
at Tahlequah at the November term  
1887 said claim was also presented  
at the November term 1888

Deponent further says that the affidavits to her claim of 1887 made by John H. Green and Franky King stating positively that the deponent's late Grand Father Absalom Brown was a  $\frac{1}{16}$  Blood Cherokee Indian deponent further says that the seal of the County of Grundy and State of Tennessee was put to her claim of 1887 and to the affidavits of John H. Green and Franky King by H. H. Woodlee Clerk of the Circuit Court of Grundy County and State of Tennessee and that the said John H. Green is now dead his age when he made the affidavits in 1887 was 67 years the said Franky King is also dead her age at the time she made the affidavits in 1887 was 87 years deponent further says that she is unable to make such proof again

I have this day forwarded by mail a copy of this claim to the Chief of the Cherokee Nation Indian Territory  
O. L. Sloan

Subscribed and sworn to before me at Seneca Mo Sept 2 - 1894  
R. L. Green Notary Public  
Comm Expires June 4 - 1898



9  
145

863

Nation's No. 2037

Commission's No. ....

In re Application of

*M. L. Sloane*  
*et al*

Demurrer and Answer.

FILED SEPT. 20 1896. ☆

→ A. S. McKENNON ←

→ COM 'R ←



Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of.....

*M. L. Sloan et al*

Nation's No.....

Commission's No.....

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant.....*is*..... entitled to citizenship.

Respondent not waiving his ~~afforeid~~ demurrer, but insisting upon the same for answer to said application, says that.....*Absalom Brown*.....

..... through whom the petitioner..... claim to derive *his* right to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

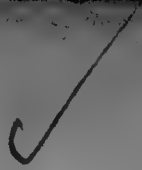
By *Hendrix, Hurdinger & Boush* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the *18* day of *Sept.* 1896.

*D. J. Ball*

NOTARY PUBLIC.



Nation's No. 814  
Commission's No. 863  
In re Application of  
M. L. Sloan.

Demurrer and Answer.

20-

Before the Honorable, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of  
M. L. Sloan,

Nation's No. 814.  
Commission's No.

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant is entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said application, says that Alsalon Brown

through whom the petitioner claim to derive her right to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By Fitchings, Hastings & Boudinot, Attorneys

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the 11th day of Sept, 1896.

D. J. Ball

NOTARY PUBLIC.

**End**



864

864

✓

Nation's No. 3279  
Commission's No. 864

In re Application of

Elizabeth Scruggs  
et al.

**Demurrer and Answer.**

FILED SEPT. 28 1896. ☆

W. S. McVITT

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of

*Elizabeth Semizgo*  
*et al*

Nation's No. ....

Commission's No. ....

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the  
said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy,  
and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant *is*  
entitled to citizenship.

Respondent not waiving his aforesaid demur, but insisting upon the same for answer to said appli-  
cation, says that *Abraham Bracon*

..... through whom the petitioner claim to derive *her* right  
to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since  
the removal of said Nation, west to the Indian Territory as at present located and defined; that his name  
does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now  
reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *Hoskins, Hutchings & Bunker* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the  
matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the *22* day of *Sept.* 1896.

*D. J. Ball*

NOTARY PUBLIC.

Commission to the Five Civilized Tribes.

VINITA, IND. TER., ..... 1896.

See that you swear to your Petition.

Evidence of service of copies on the Chief or Governor may be secured as follows:  
If convenient get his receipt to file with your papers. If you cannot do this, register to him, and have some disinterested person to make affidavit in form about as follows:

I, J. J. Lorne, do solemnly swear that on the 7 day  
of Sept, 1896, I saw a package registered at the postoffice at  
....., addressed to Principal Chief  
Governor or Chief of the Cherokee Nation, Tahquah  
Ind. Ter., that registry receipt, No. 53, received from postmaster, hereto attached,  
is a receipt for said package, which contained true copies of the application of Elizabeth Senzgers  
and of the affidavits of Elizabeth Senzgers  
and ..... in support of same.

J. J. Lorne  
Subscribed and sworn to before me, on this 7 day of Sept, 1896.

Wm. R. Green, June 4-1898 R. Green Notary Public

Attach receipt to this affidavit and send with papers to the Commission at Vinita, Indian Territory. This takes the place of the former instructions, as we understand that packages are not promptly receipted for by the Chiefs and Governors.

.....  
For the Commission.



No. 1362814

Elizabeth Savage  
v.

Severus Watson

Filed Sept. 7, 1896.

H. W. Jennings  
Secretary

9/30

Repected

to Mr. A.

Severus, W. S.

Claim of  
Elizabeth Savage  
to Cherokee Indian  
Citizenship before  
the Dawes  
Commission to  
the Five civilized  
Tribes at Winstons 99

Deponent further claims that she is entitled to all the Rights and Privileges in the Cherokee Nation and Indian Territory as others of the Cherokee Tribe of Indians

The said Elizabeth Streegg therefore submits her claim to the Hon Commission to the five civilized Tribes at Wineta Indian Territory to take such action as your Hon Commission may deem proper for the benefit of her

by her  
mother  
Finney  
Cagle

Deponent further says that in the year 1887 that her claim was filed for Cherokee Indian Citizen Ship in Grundy County Tennessee said claim was filed for the Cherokee Council at Tahlequah November term in 1887 said claim was also presented at the November term in 1888 Deponent further says that the affidavits to her claim of 1887 was made by John A. Green and Franky Ring stating positively that the deponents father and father Abolom Brown was a  $\frac{1}{4}$  Blood Cherokee Indian

Deponent further says the seal of the County of Grundy and State of Tennessee was put to her claim of 1887 and to the affidavits of John A. Green and Franky Ring by D. L. Woodlee Clerk of the Circuit Court

of Grundy County and State of  
Tennessee and that the said John  
Green is now dead his age when he  
made the affidavit in 1887 was 67  
years the said Franky King is also  
dead her age at the time she made  
the affidavit in 1887 was 87 years  
deponent further says that she is  
unable to make such proof again

I have this day forwarded a copy  
of this claim to the Chief of the  
Cherokee Nation at Tahlequah 37

Elizabeth Shrygg

Subscribed and sworn to before  
me at Sarreco Mo Sept 2-1890

R. L. Green Notary Public  
Comm. Expires June 4-1898



of n. in matter of Claim of Elizabeth  
Scruggs To Cherokee Indian Citizenship before  
the Deeds Commission to the five civilized tribes at  
Olmstead Indian Territory

State of Missouri County of Benton on this  
the 2 day of Sept 1899

Personally appeared before me the undersigned  
Notary Public and Chair and

from the county and State of Missouri  
Elizabeth Scruggs of Benton County and state  
of Missouri whom is known to me and was duly  
sworn by me with that she is a Person of Cherokee  
Indian descent and was Born in Warren County  
and state of Tennessee that her age is 86 years

Russell

Brown died

in Grundy  
County Tenn  
in the year

1856

and that she is the Daughter of one Tiney Bagle  
who was the Daughter of Russ Brown  
who was a son of Absalom Brown who  
a one 1/4 Cherokee Indian who died in Warren  
County Tennessee in the year 1861 the said  
Elizabeth Scruggs further deposes and saith  
that her Great Grand Father Absalom Brown  
was a Person of Cherokee Indian of 1/4 Blood  
and died in Warren County Tennessee in the  
year 1861 Depose with further



Copy Page 77, Docket C.

MARY A. CAGLE.

OFFICE COMMISSION ON CITIZENSHIP.

Tablequah, Ind. Ter., October 6, 1887.

Docket:No:	Names.	:Age:	Sex :	Post Office.	: Attorney.
: 1:	Mary A Cagle	: 47:	Female:	Lead Hill, Ark.	:
: 2:	Elizabeth Cagle	: 18:	" :		: C. H. Tay-
: 3:	William Cagle	: 14:	Male :		: lor.
: 4:	C. E. Cagle	: 11:	" :	Applicants for	:
: 5:	Mary B. S. Cagle	: 9:	Female:	Cherokee Citizen-	:
: 6:	Tennessee Cagle	: 3:	" :	ship.	:
: 7:	Newton C. Cagle	: 1:	Male :		:
:		:	:	Census Rolls 1835.	:
:	Rejected July 2/89.	:	:		:
:		:	:		:
:		:	:		:
:	VS.	:	:	Ancestor, Sila	:
:	Cherokee Nation.	:	:	Brown.	:
:		:	:		:

OFFICE COMMISSION ON CITIZENSHIP.

Cher. Nat., July 2, 1889.

There being no evidence in support of the above named case, the Commission decide that Mary A. Cagle, age 47 years, and the following named children, Elizabeth, female age 18 years; William, male, age 14; C. E. Tagle, male, age 11 years; Mary B. S., female, age 9; Tennessee, female, age 3; Newton, male, age 1 year, are not Cherokees by blood.

Post Office, Lead Hill, Ark.

Will P. Ross, Chairman.

J. E. Gunter, Com.

D. S. Williams.

Clerk Commission.

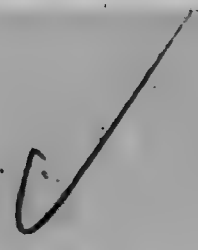
EXECUTIVE DEPARTMENT OF  
CHEROKEE NATION.

I, John L. Adair, Executive Secretary of the Cherokee Nation, do hereby certify that  
I have compared the foregoing with the original record in this Department, and that the  
same are correct transcripts and copies therefrom.

In witness whereof I have hereunto set my hand and affixed  
the Great Seal of said Cherokee Nation, at Tahlequah, this, the

21. day of Sept. 1896.

John L. Adair  
Executive Secretary.



Nation's No. 2627  
Commission's No. 864  
In re Application of

Elizabeth Deming

FILED SEPT 26 30

A. S. MCKENNON

Demurrer and Answer.

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of.....

*Elizabeth Scruggs*

Nation's No. *2327*

Commission's No. ....

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant.....  
entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said application, says that.....

.....through whom the petitioner.....claims to derive.....right  
to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that ~~his~~ name does not appear on any of the authenticated rolls of said Nation; that neither ~~he~~ nor any of ~~his~~ ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Respondent, for a further and complete defense to the aforesaid Application says: That, heretofore said applicant made application before a legally constituted Court, or Commission on citizenship, having jurisdiction over applications for re-admission to citizenship in the Cherokee Nation; That the said case was tried upon its merits; that upon a final hearing, judgment was duly given against the applicant and in favor of this Nation. A duly certified transcript of the aforesaid proceedings and judgment are annexed hereto and made a part of this answer.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *Stuart Harrison Bondurant*.....Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the *21* day of *Sept*, 1896.

*D. J. Ball*

NOTARY PUBLIC.



**End**

865

State of Tennessee  
Roane County

I J. B. Howell do

solemnly swear on the 5<sup>th</sup> day of  
Sept. 1896. I saw a package registered  
at the Post office of Rockwood  
Tenn. addressed to C. L. Harris  
of the Cherokee Nation, D. T.  
That registry receipt No. 40,  
received from post master here  
attached, is a receipt for said  
package, which contained  
four copies of the application  
Dary Gallam and of the  
affidavits of J. M. Derrick &  
J. H. Norman, in support of  
same.

J. B. Howell

Subscribed and sworn to  
before me this 5<sup>th</sup> day of Sept-  
1896.

J. P. Thompson

Notary Public

Roane County Tenn.

Affidavit of Petitioners

in

State of Illinois

case for

Citizenship in

of

Helen, J. N. Linnick  
subscribed and sworn to before  
me this 1st day of Sept 1896.  
and further certify that I am  
well and acquainted with the  
said J. N. Linnick and know  
him to be a person of good  
and true and reliable  
J. N. Linnick Mayor of  
My Comm. Expires on 12th of January 1898



Affidavit of Witness

State of Tennessee

County of Roane

Before me the undersigned a notary public in and for the County and State aforesaid personally appeared J. H. Service

Who after being by me duly sworn states that he is 50 years of age and is a citizen of Roane County and State of Tennessee and that he is personally acquainted with Dave Gallamore who is an applicant for citizenship in the Cherokee Nation and I and affirm further states that the said applicant is the identical person he represents himself to be in his application for citizenship in said Nation and that the said Dave Gallamore is the son of James Gallamore deceased who was a Cherokee

Indian of  $\frac{3}{4}$  blood. I have known the said Dave Gallamore for about 22 years and I know that he was the son of James Gallamore and that he had Indian blood in him and this has been recognized and noted by his neighbors, acquaintances and the public generally as a person having Cherokee Indian blood and the complexion and physical appearance of the said Dave Gallamore indicate that the said Dave Gallamore is of Indian blood. That from the above facts and circumstances and from

statements made to him by the  
said Deer Gallamoon Affiant  
states, he has every reason to  
believe and does believe that  
the said Deer Gallamoon is of  
Cherokee Indian blood.  
Affiant further states that he  
has no interest whatever in  
the prosecution of the claim  
of the said applicant to  
Citizenship in the Cherokee  
Nation. J. N. Derrick

Subscribed and sworn to before  
me this 5<sup>th</sup> day of Sept 1896,  
and further certify that I am  
well and acquainted with the  
said J. N. Derrick and know  
him to be a person of Credibility  
and of truth and veracity.  
J. T. Petman Notary Public

My Com. Expires on 12 day of January 1898

Affiant of Petman

in

Deer Gallamoon

as

Citizen in

of



affidavit of Witness

State of Tenn  
County of Roane } Before me the  
undersigned a notary public in and  
for the county and state aforesaid  
personally appeared J. H. Norman  
who after being by me duly sworn states  
that he is 34 years of age and is a  
citizen of Roane County and State of Tenn  
and ~~that~~ that he is personally acquainted  
with Dave Gallamore who is an  
applicant for citizenship in the Cherokee  
Nation I and applicant further states  
that the said applicant is the identical  
person he represents himself to be  
in his application for citizenship in  
said Nation and that the said  
Dave Gallamore is the son of James  
Gallamore dead and that the said  
Dave Gallamore is the son of James  
Gallamore who I understand and have  
so been considered by the public  
generally to be an Indian of  $\frac{3}{4}$  blood  
and I have been a near <sup>neighbor</sup> of him and I know  
this to be a fact - have known the applicant  
for about 40 years and know that he  
is and has been recognized and  
treated by his neighbors, acquaintances  
and the public generally as a person  
having Cherokee Indian blood and  
that the complexion and physical  
appearance of the said Dave Gallamore  
indicate that the said Dave Gallamore

is of Indian blood and from the contest  
affiant states he has every reason  
to believe and does believe that the  
said Dan Gellerson is of Cherokee  
Indian blood. Affiant further  
states that he has no interest  
whatever in the prosecution  
of the claim of the said applicant  
the Citizen ship in the Cherokee Nation  
D. T.

J. H. Norman

Subscribed and sworn to before me this  
5<sup>th</sup> day of Sept. 1896 and I further  
certify that I am well acquainted  
with the said J. H. Norman  
and that he is a person of  
credibility - and further say that  
he is entitled to testify -

D. T. Pitterman Notary Public

My Com. Expires on the 12<sup>th</sup> day of Jan 1898



Application  
of  $\left\{ \begin{array}{l} 1368 \frac{1}{2} \\ 865 \end{array} \right.$   
Dane Gallamore  
to  
Citizenship in  
Cherokee Nation  
Filed Sept. 7. 1896.  
H. M. Jaraway  
Scrib.

Rejected

Rosewood, Tenn

# APPLICATION FOR CITIZENSHIP.

To the Honorable National Council of Cherokee Nation, Ind. Ter.:

GENTLEMEN:—The undersigned, your petitioner, this day makes this his Application for Citizenship in the Cherokee Nation in the Indian Territory, in accordance with the Constitution and Laws of said Nation, and respectfully makes the following statement of the grounds of this his Application, to wit:

That James Gallamore is the Son of James Gallamore & Botsey family Botsey Duper and Grand son of James Gallamore who was raised in North Carolina & I think in Cherokee Co of one who the undersigned fully believes was an Indian belonging to said tribe.

The undersigned hereby presents the above facts as the lawful grounds for this his Application for Cherokee Citizenship by blood, and respectfully waits the time when his Application shall be truly heard and tried. Respectfully submitted.

Age 55 years; Postoffice Rockwell Town

Family, with their relationship attached is as follows:

No.	Name.	Sex.	Age.	Relationship.
1	James Gallamore	M	55	Applicant son of
2	Mariak	Female	50	James Gallamore &
3	Josephine	...	28	Botsey family
4	Alexander	Male	24	... Duper and
5	Fred	...	20	Grand son James
6	Palmer	Male	17	Gallamore does
7	Lillie	...	15	who was raised in
8	Dorothy	...	12	North Carolina and
9	Mayey	...	7	I think in Cherokee Co

In witness of which Application, I hereunto set my hand, on this the 4 day of Sept 1896.

attest D. T. Patten James Gallamore  
Subscribed and sworn to before me this 4 day of Sept A.D. 1896

My commission expires  
January 12<sup>th</sup> 1898

D. T. Patten  
Notary Public

**End**





---

Nation's No. 3350.

Commission's No. ....

In re Application of

Henry Oster, et al.

---

**Demurrer and Answer.**

FILED SEPT. 26 1896. ★

→A. S. McKENNON←

---

COM'R

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of  
Henry Oster, et al.

Nation's No. 3350.

Commission's No.

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the  
said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy,  
and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant **s are**  
entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said appli-  
cation, says that **Thomas Hayes,**

through whom the petitioner **s** claim to derive their right  
to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since  
the removal of said Nation, west to the Indian Territory as at present located and defined; that his name  
does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now  
reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By **Hutchings, Hastings & Boudinot.**

Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the  
matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the **25** day of **Sept.** 1896.

**D. J. Ball**

NOTARY PUBLIC.

No.

PETITION OF

for and on behalf of

and heirs

Attorney for Petitioner

THOMAS-LAW PRINTING CO., 1007 BAYVIEW, SAN

# APPLICATION FOR ENROLLMENT

To The Honorable HENRY L. DAWES, FRANK C. ARMSTRONG, ARCHIBALD S. McKENNON  
THOMAS B. CABANISS and ALEXANDER B. MONTGOMRY, United States Commissioners  
authorized by an act of Congress of June 4, 1896, to hear and determine Claims for Citizenship in  
the Cherokee Nation :

GENTLEMEN: The undersigned, your petitioner, Henry Oster  
for and on behalf of himself and heirs  
and heirs, this day makes this their application to you for the purpose of being placed on the revised roll of Cherokee  
Indians and of those entitled to share in the distribution of funds and allotments of land in Cherokee Nation, by virtue of  
their Cherokee blood, and I herewith submit the

Exhibit Married Friend A+B in claim  
of Mary Ann Oster

in support of said claim, and respectfully await the time when our application shall be heard and tried.

Respectfully submitted

Henry Oster

Enrollment of family, with relationship attached, as follows:

NAMES	AGE	RELATIONSHIP
Henry Oster	45	Henry Oster
Lillian E Oster	38	who is a son of Mary
Etta B Oster	22	A Oster and a Grand
<del>John</del> Oster	19	son of Thomas Hayes
Aolie D Oster	16	of Virginia who was
Jesse Oster	14	a Cherokee Indian by
Katie Oster	12	Blood
Rubie "	10	
Chester "	9	
Nettie "	4	

In witness of which I hereunto set my hand on this 8th day of Sept 1896.

Henry Oster



To the Honorable Henry L. Dawes and others Composing the Commission to the Five Civilized Tribes:

YOUR Petitioner

*Henry Oster*

would state and show from the proof submitted to the Commission that he is a Cherokee by decent and by blood having been born in *Caldwell* County, State of *Missouri* on *12* day of *Oct* 18*87*. My father's name was *Conrad Oster* My mother's name was *Mary A Oster*

That I now reside in

*Colfax Washington*

and have resided there for *20* years. And he avers these facts can be established by proof to the satisfaction of the Commission under such rules and regulations as it may prescribe. And he further avers that these facts being proved he is entitled to be adjudged under the laws of such Nation and the laws of the Congress of the United States and the treaties of such Nation with the United States, a citizen of such Nation, with all the rights, privileges and protection of Citizenship in such Nation. Wherefore he herewith respectfully submit to the consideration of the Honorable Commission such proof and on the hearing he be adjudged entitled to such citizenship and his name be placed upon the proper roll as a citizen of such Nation.

Signature

*Henry Oster*



State of

*Ind Ter*

SS

County of

NOW on this *5th* day of *Sept* 1896

personally appeared before me *J. C. B. Lindsey*

a Notary Public for said county and state

*Henry Oster*

who being

duly sworn upon his oath states that the facts set forth in the foregoing petition are correct and true. Subscribed and sworn

to before me this *5th* day of *Sept* 1896

*J. C. B. Lindsey*

Notary Public.

My Commission Expires

*March 29th*

1897.

No 25-let 866-  
Henry Oster  
res  
Cherokee Nation

FILED SEPT. 8. 1896  
A. S. MCKENNON  
COM 'R'

Reflected  
Henry Eichler  
Brazner Wm

AFFIDAVIT.

*Cherokee Nation*  
*Indian Territory*

Be it Remembered, That on this *5th* day of *Sept* 189*6*

Personally appeared before me *Henry Eickler* who is a reliable and creditable citizen of the County of *Caldwell* State of *Missouri* and after being duly sworn according to law, deposeth and says: That *he* is a resident of the county of *Caldwell* State of *Missouri* that *his* age is *58* years, occupation that of *farmer* that postoffice is *Braymer* that *he* is personally and well acquainted with *Henry Oster* who is a *son* of *Mary A Oster* of *Missouri* and grand *son* of *Thomas Hayes* of *Virginia* and great grand

of \_\_\_\_\_ of \_\_\_\_\_ at or near \_\_\_\_\_  
Affiant makes this *his* sworn statement from *his* own personal knowledge and acquaintance with the family.

*Henry Eickler*  
Subscribed and sworn to before me, a *Notary public*  
this *7* day of *Sept* 189*6*  
*J. B. Lindsey*  
*N. B.*

**End**



867

AFFIDAVIT.

State of Missouri  
County of Atchison } ss.

BE IT REMEMBERED, That on this 17 day of August 1896

Personally appeared before me, William T. Turner who is a reliable and creditable citizen of the County of Atchison State of Missouri and after being duly sworn according to law, deposeth and says: That he is a resident of the County of Atchison, State of Missouri; that his age is 58 years; occupation that of Farmer; that Postoffice is Tarkio; that he is personally and well acquainted with Helena Monte who is a Daughter of William T. Turner, Atchison County and Grand Daughter of Sallie W. Turner, Elk Horn and Great Grand of John Turner of Southern Kentucky at or near Tennessee line. Affiant makes this his sworn statement from his own personal knowledge and acquaintance with the family.

Subscribed and sworn to before me, a Notary Public this

My Commission expires Jan, 20, 1898.

17 day of August 1896

John W. Gerlach  
Notary Public

6

No. ....

PETITION OF

for and on behalf of

and heirs

Attorney for Petitioner.

## APPLICATION FOR ENROLLMENT.

TO THE HONORABLE HENRY L. DAWES, FRANK C. ARMSTRONG, ARCHIBALD S. McKENNON, THOS. B. CABANISS and ALDXANDER B. MONTGOMERY, United States Commissioners authorized by an act of Congress of June 4, 1896, to hear and determine Claims for Citizenship in the Cherokee Nation:

GENTLEMEN: The undersigned, your petitioner, Caloma Monk for and on behalf of herself and her and heirs, this day makes this their application to you for the purpose of being placed on the revised roll of Cherokee Indians and of those entitled to share in the distribution of funds and allotments of land in Cherokee Nation, by virtue of their Cherokee blood, and I herewith submit the

in support of said claim, and respectfully await the time when our application shall be heard and tried. Respectfully Submitted,

Enrollment of family, with relationship attached, as follows:

NAMES.	AGE.	RELATIONSHIP.
<u>Caloma Monk</u>	<u>36</u>	<u>Caloma Monk</u>
<u>Pearl Record</u>	<u>16</u>	<u>of Tarkio who is a</u>
<u>Myrtle Record</u>	<u>13</u>	<u>Daughter of</u>
		<u>N. T. Turner and Grand</u>
		<u>Daughter of Littleton</u>
		<u>W. Turner Elk Horn Mo</u>
		<u>and a great grand</u>
		<u>Daughter of</u>
		<u>John Turner of</u>
		<u>Kentucky near</u>
		<u>the Tennessee line</u>
		<u>who was a Cherokee</u>
		<u>By Blood</u>

In witness of which I hereunto set my hand on this 7 day of September 1896

Caloma Monk



*Notice*  
*867*  
*Colonial Monk*  
*as*  
*Cherokee Nation*

FILED SEPT. 8. 1896. \*

\*A. S. MCKENNON\*

—COM'R—

*Repetia*  
*Tarkis Mo*

To the Honorable Henry L. Dawes and others Composing the Commission to the Five Civilized Tribes:

YOUR Petitioner *Coloma Monk*

would state and show from the proof submitted to the Commission that she is a Cherokee by decent and by blood having been born in *Atchison* County, State of *Missouri* on *24* day of *June* 18*64* My fathers name was *William F*

*Turner* My mothers name was *Lucy J Turner*

That I now reside in *Atchison county Missouri*

and have resided there for *35* years. And she avers these facts can be established by proof to the satisfaction of the Commission under such rules and regulations as it may prescribe. And she further avers that these facts being proved she is entitled to be adjudged under the laws of such Nation and the laws of the Congress of the United States and the treaties of such Nation with the United States, a citizen of such Nation, with all the rights, privileges and protection of Citizenship in such Nation. Wherefore she herewith respectfully submit to the consideration of the Honorable Commission such proof and on the hearing she be adjudged entitled to such citizenship and her name be placed upon the proper roll as a citizen of such Nation.

Signature *Coloma Monk*



INDIAN TERRITORY, |  
Judicial Division | SS

NOW on this \_\_\_\_\_ day of \_\_\_\_\_ 1896  
personally appeared before me \_\_\_\_\_  
a Notary Public in and for said Territory  
who being  
duly sworn upon his oath states that the facts set forth in the foregoing petition are correct and true. Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_ 1896.

Notary Public.

Nation's No. 3509.

Commission's No. ....

In re Application of

Collona Monk, et al.

**Demurrer and Answer.**

FILED SEPT. 8 1896.  
A. S. MCKENNON

Before the Honorables. Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of  
Colona Monk, et al.

Nation's No. 3509.

Commission's No.

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicants are entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said application, says that John Turner,

through whom the petitioners claim to derive their right to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By HITCHINGS, HASTINGS & BOUDINOT, Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the 26 day of Sept. 1896.

D. J. Ball

NOTARY PUBLIC.



**End**

898

State of Ill 388  
Wayne Co

Now on the 28 Day of August 1886  
Personally appeared before me Harry Lee a Notary  
Public in and for said Co and State  
Mary Corneel who being duly sworn  
depose and say that she has this day sent to  
the chief of Chuscho nation a true copy  
of Application and evidence in and out  
sworn to this 28 Day of August 1886

Mary Corneel  
Harry Lee  
Notary public

To the Honorable Henry L. Powers and other  
composing the commission to the first  
civilized tribes Your Petitioner

Mary Carmel would state and show from  
the proof submitted to the commission that  
she is a Cherokee by descent and by blood  
having been born in Wayne Co. Ill.

My father was Benjamin Fathree

My father was Sarah Fathree

that now reside in Wayne Co. Ill. and have

resided for 35 and she avers these facts can

be established by proof to the satisfaction of

commission under such rules and

regulations as it may prescribe and she

further avers that these facts being proved

she is entitled to be adjudged under the

law of such Nation and the law of the Congress

of the United States and the treaty of such

Nation with the United States a citizen of

such Nation with all the rights, privileges

and protection of citizenship in such

Nation wherefore she herewith respectfully

submit same to the consideration of the

Honorable commission such proof and on

the hearing she be adjudged entitled to such

such citizenship and her name be placed

upon the proper roll as a citizen of such Nation

Signature Mary Carmel

State Ill } SS  
County Wayne }

Now on this 29 day of August 1876

Personally appeared before me Harvey Lee

a Notary Public Mary Carmel

who being duly sworn upon his oath states

that the facts set forth in the foregoing petition

are correct and true subscribe and swear

to before me this 29 day of August 1876.

Harvey Lee  
Notary Public



*Mary Cornell  
vs  
Cherokee*

*#4445*

*868*

FILED SEPT. 9 1896. ★

★A. S. McKENNON★

—COM'R—

*Rejected*

*P. J. Blackburn  
Oreordsville  
Ill.*

270 The Honorable Henry J. Tawes Frank  
 to Armstrong Archibald S. McKimmon  
 Thomas B. Babness and Alexander B. Montgomery  
 United States commissioners authorized by  
 an act of congress of July 4 1886 to hear and  
 determine claims for citizenship in the  
 Cherokee nation Gentlemen the undersigned  
 your Petitioner Mary Corneel for and on  
 behalf of herself and heirs this day makes  
 this there application to you for the purpose of  
 being placed on the revised roll of Cherokee  
 Indians and of those entitled to share in the  
 distribution of funds and allotments of land  
 in Cherokee nation by virtue of their Cherokee  
 Blood and I herewith submit the Affidavits  
 of Thess J. Feathers Nancy Feathers and  
 Matilda Feathers which you will please find  
 enclosed in the case of J. H. Arterburn  
 In support of said claim and Respectfully  
 await the time when her application shall be  
 heard and tried Respectfully submit Gurd Feathers

Enrollment of family with relationship attached  
 as follow

Names	age	Relationship
Mary Corneel	38	Daughter of Sarah
Urban Samuel		Feathers grand Daughter
Birthy Corneel	16	of Samuel Arterburn
Merty	13	grate grand daughter
Yamey	11	of Lidia Williams
Malisey	8	madam name Arterburn
Carry	6	
George	4	grate grate grand daughter
Wommar	1	of William Arterburn
		o Recognised Cherokee Indian as shown in the roll

For Witness of which I have set my hand  
 on the 17th day of August 1896

**End**

869



## APPLICATION FOR ENROLLMENT.

To the Honorable Henry L. Dawes, Frank C. Armstrong, Archibald S. McKennon, Thomas B. Cabaniss and Alexander B. Montgomery, United States Commissioners, authorized by an act of Congress of June 4th, 1896, to hear and determine claims for citizenship in the Cherokee Nation:

GENTLEMEN:—

The undersigned, your petitioner, Elizabeth C. Gunn  
for and on behalf of herself

and heirs, this day make ~~their~~ application to you for the purpose of being placed on the revised roll of Cherokee Indians and of those entitled to share in the distribution of the funds and allotments of lands in the Cherokee Nation by virtue of their Cherokee blood, and Petitioner states that she is Cherokee Indian by blood, deriving the same from Betsy Walker of Tennessee. She married Samuel Hayes, and had a son, as my father was their son, his name was J. S. Hayes. He married Mary Butler. I am their only child. Both my grand mother and grandfather and my father and mother are all dead. Betsy Walker's

whose name will be found on the authenticated rolls of the Cherokees by blood, taken in the years 18 and the year 1845 the same to be submitted to your Honorable Commission for a full and complete investigation, and if found correct as stated, to be granted all the rights, privileges and immunities of other Cherokee citizens, and petitioner herewith files her proof in support of said claim, and respectfully awaits the time when her application shall be heard and tried.

Respectfully submitted,

Elizabeth C. Gunn

Enrollment of family, with relationship attached, as follows:

Names.	Ages.	Relationship.
<u>Betsy Walker, deceased</u>	<u>dead</u>	<u>Grandmother</u>
<u>with Samuel Hayes, deceased</u>	<u>dead</u>	<u>Father</u>
<u>J. S. Hayes,</u>		
<u>Elizabeth C. Gunn, returned</u>	<u>46</u>	<u>Myself</u>
<u>with J. S. Gunn</u>	<u>12</u>	<u>My son</u>
<u>Sydney B. Gunn</u>		

IN WITNESS WHEREOF I have set my hand this 3<sup>rd</sup> day of

September 1896

Elizabeth C. Gunn

Printed by the House of Representatives, Washington, D.C.

HOUSE OF REPRESENTATIVES  
 COMMITTEE ON INDIAN AFFAIRS  
 PRINTED BY THE HOUSE OF REPRESENTATIVES, WASHINGTON, D.C.

United States of America,  
Indian Territory,  
Northern District.

*Elizabeth C. Dunn*

of lawful age being duly sworn states that he knows  
the facts set forth in the above and foregoing application and that the same are true  
as he verily believes.

Subscribed and sworn to before me on this the *31* day of *September* 1896.

My commission expires *June 5, 1898*.

*Elizabeth C. Dunn*  
*Wm. E. Thomas*  
Notary Public.

DEPARTMENT OF THE INTERIOR

State of Oregon } Indian Chiefdom Point, Oregon.  
County of Multnomah } ss  
Elizabeth G. Dunn after being duly sworn states on oath  
age is 46 years; a resident and citizen of the City of Portland  
county and state aforesaid; postoffice #274 Hall St. Portland, Ore. and has the  
following children to-wit:  
Sydney G. Dunn

who was born to her in lawful wedlock and are my children as set forth in my ap-  
plication for citizenship in the Cherokee Nation.

Witness:

W. B. Shelton  
Subscribed and sworn to before me this the 3 day of September 1898.

Wm E. Thomas  
Notary Public for Oregon  
I, Wm E. Thomas do certify,  
that Elizabeth G. Dunn is  
credible person and is entitled to full faith and credit before any of the courts of the  
state of Oregon

Wm E. Thomas  
My commission expires June 5 1898. Notary Public for  
Oregon.



STATE OF Oregon  
COUNTY OF Wheeler }

A. B. Singleton after being duly sworn, says  
his age is fifty eight years, a resident and citizen of  
the city of Portland, county and state aforesaid. Postoffice  
address 305 North 2nd Street, Portland, Oregon. I  
have been personally acquainted with the applicant for the past  
four years and know him to be the person represent-  
ing himself to be in application for citizenship in the Cherokee Nation.

A. B. Singleton

SWORN to and subscribed to before me this 4th day  
of September, 1896

Wm. E. Thomas  
Notary Public for Oregon

I, Wm. E. Thomas, do certify that  
A. B. Singleton is a creditable person and  
entitled to full faith and credit before any of the courts of the state of  
Oregon or the United States courts.

WITNESS my hand and official seal this the 4th day  
of September, 1896

Wm. E. Thomas

Notary Public for Oregon

My commission expires June 15, 1898



Commission to the Five Civilized Tribes.

VINITA, IND. TER., 1896.

See that you swear to your Petition.

Evidence of service of copies on the Chief or Governor may be secured as follows:  
If convenient get his receipt to file with your papers. If you cannot do this, register to him, and have some disinterested person to make affidavit in form about as follows:

I, Drum E. House, do solemnly swear that on the 4<sup>th</sup> day of September, 1896, I saw a package registered at the postoffice at Portland, Oregon, addressed to S. H. Mayes, Governor or Chief of the Cherokee Nation, Tahlequah.

What registry receipt, No. 2947, received from postmaster, hereto attached,  
package, which contained true copies of the application of and of the affidavits of J. A. P. Singleton and himself are  
in support of same.

Drum E. House  
orn to before me, on this 4<sup>th</sup> day of September, 1896.

J. A. P. Singleton  
affidavit and send with papers to the Commission at Vinita,  
takes the place of the former instructions, as we understand  
nptly receipted for by the Chiefs and Governors.

For the Commission.

No. 4080

869

Elizabeth C. Dunn

Cherokee Nation

Filed 9 Sept 1896  
HM Jacobson  
ccr

Refused

John Thomas  
Cherokee Nation  
Portland  
Or.

POOR ORIGINAL -  
BEST AVAILABLE COPY

**End**

870



Francis L. Daurin  
Assistant Postmaster,  
Office of General Post Office,  
Washington, D.C.

State of Missouri  
County of Jasper } ss

Personally appeared before me a Notary  
Public within and for the County of Jasper and State  
of Missouri ~~James J. Houghton~~ of lawful age who  
being first duly sworn upon her oath says that  
she resides in Webb Co. Jasper County Missouri  
and is personally acquainted with the appli-  
cant Francis L. Cameron for citizenship in the  
 Cherokee Nation Indian Territory that she  
has known her for 55 years that applicant knew  
her mother, grandmother and other ancestors  
within her memory that applicant is the  
daughter of Margaret ~~M. H. H.~~ Davis and the  
sister was the daughter of George R. Rye the son of  
Jacob Rye that the applicant subsequently inter-  
married with one Ch. Cameron that Jacob Rye  
was a Cherokee Indian of free blood and was a  
citizen of the old Cherokee Nation when the same  
was included in what is now the state of America  
that applicant believes that one J. Rye who resided  
is a citizen of the old Cherokee Nation on the Cherokee  
Indian Roll of 1835 or 1838 and a further affidavit  
is not made

Witness my hand  
James O. Mearns

James J. Houghton

Subscribed & sworn to before me this 14th day  
September A.D. 1896 - My Commission Expires May  
30th 1900 -

James O. Mearns  
Notary Public

No 4169 -

870

Hawaii L. Dawson  
application for  
Citizenship,  
Charles Baker

Filed Sept 8 96  
U.S. District Court

San Francisco

W. J. Webb

Webb City



Before the Hon<sup>d</sup> the D<sup>r</sup> Commissioners of appointed and authorized to hear and  
determine applications for citizenship in the Indian Territory  
In re application of Francis L. Dawson for citizenship  
in the Cherokee Nation, Indian Territory,

Your petitioner Francis L. Dawson, being duly sworn and testifies  
She is a Cherokee Indian by blood and entitled to the rights, privileges and  
benefits of Indians of the Cherokee Nation, Ind. Terr.

That one Jacob Rlys whom your petitioner claims appears on  
the Cherokee Indian rolls as a person and adopted in the year 1835  
was a Cherokee Indian by blood, through whom petitioner claims  
her rights to citizenship in said Nation.

That neither your petitioner or ancestor has at any time taken a  
reservation, in the old Cherokee Country, or upon any other  
Indian lands.

That petitioner, is 55 years of age and a resident of White  
City Mo. Your petitioner further states that she has  
not to the best of her knowledge violated any of the laws  
or treaties governing the rights of Cherokee Indians or those,  
claiming rights as such, and that her name not appearing  
on the rolls of said Indians is no fault of petitioner.  
Your petitioner herewith submits the evidence she deems  
considered and prays that on the final hearing in the  
premises her name be placed on the rolls to be placed  
and applicants rights, be determined as per proof  
herewith and the laws and treaties governing.

Witness my hand &  
James P. Mead

Francis L. Dawson

Subscribed & sworn to before me this  
14<sup>th</sup> day of September A.D. 1896 - My Commission  
Expires May 30<sup>th</sup> 1900

James P. Mead  
Notary Public



Nation's No. 2378  
Commission's No. 870

In re Application of

*Francis L. Lamson*  
*John L. Lamson*

**Demurrer and Answer.**

FILED SEPT. 25 1896. ★

★A. S. MCKENNON★

⇒COM 'R'⇒

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of  
Francis L. Dameron

Nation's No. 2278-

Commission's No. \_\_\_\_\_

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the  
said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy,  
no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant is  
entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said appli-  
cation, says that James Bly

through whom the petitioner claim to derive claim right  
to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since  
the removal of said Nation, west to the Indian Territory as at present located and defined; that his name  
does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now  
eside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By Hutchings Hastings & Hamilton Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the  
matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, 2 day of Sept, 1896.

L. J. Ball

NOTARY PUBLIC.

**End**

871



State of Tennessee  
Sevier County

Personally appeared before  
me J. P. Price a notary public for  
Sevier County Tennessee  
G. P. Whaley aged 47 years whose  
post office is Smarts Cove Tenn  
and B. M. Barton aged 29 years  
whose post office is Smarts Cove  
Tennessee who being by me  
duly sworn depose as follows  
that they are well acquainted with  
William B. Davenport and wife Mary  
M. Davenport that they are the  
identical persons applying for  
citizenship in the Cherokee  
Nation of Indians that Mary  
Davenport is the daughter of William  
Huskey a grand daughter of John  
Huskey and great grand daughter  
of William Huskey or third

great great grand daughter  
of Isaac Husky or a  
Quarter Cherokee Indian  
by blood C. P. Whalley  
B. F. Patton

Subscribed and sworn  
to before me on this 2 day  
of Sept 1896 and I certify  
that the contents of the  
fore going were fully known  
to affiant and that they  
are credible

J. B. Price Notary Public

No 4575

891

Wm B. Donahut

r

Cherokee Nation

Fri 4 Sept 1896  
Hempstead  
OK

Receipt

Donahut

## Application for Citizenship

IN THE CHEROKEE NATION OF INDIANS.

To the Hon. Daws, Commission:

Now comes your petitioner William B. Devenport

and makes application for his family together with himself to be admitted and enrolled as citizens or members of the Cherokee Nation or Tribe of Indians in the Indian Territory, and in support of said application respectfully alleges and states as follows: Your applicants are Cherokee Indians by blood; and that I am enrolled on the following rolls of Indians: On the Silar roll made in 1851 and '52 and Hester roll of 1881 and '82, and as a member of the Cherokee Tribe or Band of Indians residing in

the State of Tenn and that my father's name is Anderson Devenport and is on the roll of 1831: if not last in the register and that my wife Mary M. Devenport and that she is the daughter of one William H. Huxley

who is on following rolls

And Cherokee Indians by blood and members of the Cherokee Indians in this State. And that I have Two

children, who as parents and guardian, would ask that they be admitted with me and enrolled as members and citizens of the Cherokee Tribe or Nations of Indians in the Indian Territory. That they are Cherokee Indians by blood by reason being sons and daughters of your applicant, who are Cherokee Indians by blood as herein set forth and that the said children live with me. Our names and ages are as follows: (Here insert names of family and ages.)

William B. Devenport aged 22 years  
Mary M. Devenport " 22 "  
William B. Devenport " 3 "  
Andy Devenport " 1 "

My Post Office Address is Brier, Tenn

Wherefore your applicant prays that we be by you adjudged to be Cherokee Indians by blood and entitled to and admitted as members or citizens of the Cherokee Tribe or Nation of Indians in the Indian Territory. And the said Daws, Commission-er, enroll your applicants as members or citizens of the Cherokee Tribe or Nation of Indians in the Indian Territory.

Respectfully submitted, (Signed) William B. Devenport  
Attest C. D. W. W. W. W.  
W. B. Devenport

### Affidavit.

State of Tennessee On this 2 day of Sept 1886  
County of Sevier I personally appeared before me J. P. Price  
Natany Public within and among said William B. Devenport, a resident of  
Brier, Tenn who being fully aware according to law declares as follows: I am the iden-  
tical person who apply or makes application for citizenship in the Cherokee Nation of Indians in the Indian Territory by  
the name of William B. Devenport and that I and my family are Cherokee Indians by Blood; and  
that I have had the application read and understood it and to the best of my knowledge is true. William B. Devenport  
Subscribed and sworn to before me this 2 day of Sept 1886  
J. P. Price Natany Public



**End**

872

No. 38-9  
 J. R. Dupont & Co.  
 Chemist  
 Filed SEPT. 8, 1896  
 A. D. McKENNON  
 COM. B-1  
 Dupont  
 Dupont & Co.  
 Dupont & Co.

APPLICATION FOR ENROLLMENT.

In the Cherokee tribe.

To the Honorable Henry L. Dawes, Frank C. Armstrong, Archibald S. McKinnon, Thos B. Cabaniss & Alexander B. Montgomery, United States Commissioners authorized by an act of Congress of June 4th, 1896, to hear and determine claims for citizenship in the Cherokee nation.

GENTLEMEN:-

The undersigned, your petitioner, in the interest of his four children and their children, whose names are as follows, Gracie Dupree, J. E. Dupree, Jr., Ida Dupree, and Arabella Stimpson, Arabella Stimpson is the oldest being 26 years old, she was married in Nov 1895, married in Fannin County, Texas, she has living three children as follows,

Thomas C., Dupree, and Stanley C. Stimpson, this day make their application for the purpose of being placed on the revised roll of the Cherokee Indians and of those entitled to share in the distribution of funds and of allotments of land in the Cherokee Nation by virtue of their Cherokee blood.

Your petitioner makes this application, for his four children, and their children as follows.

	<i>Residence</i>	<i>Age</i>	<i>relation</i>
Arabella, wife of T. P. Stimpson,	Cale, I. T.	26	Child.
J. E. Dupree Jr	.. ..	22	..
Gracie Dupree	Ivanhoe, Tex.	18	..
Ida Dupree	.. ..	16	..
Thomas C. Stimpson, child of Arabella	Cale, I. T.	10	Grandchild
Dupree ... ..	.. . .	8	..
Stanley C. .. ..	.. . .	6	..

Your petitioner says that the first four named are children of Amelia Wofford, who was the daughter of Andrew Wofford, whose father was John Wofford, commonly known as Capt. John Wofford, who died in Fannin County, in the year 1867.



Capt John Wofford was the <sup>Grand</sup> father of T.J. Wofford, whose application has been filed and your petitioner asks that this application be taken in connection therewith, T.J. Wofford whose application ~~XXXXXXXXXXXXXXXXXXXX~~ has been filed and this application is asked to be taken in connection with was a brother of Amelia Wofford, who is now dead but who is the ~~MAK~~ mother and grandmother ~~of the~~ of the persons named in this application. Amelia Wofford is the first Cousin of John Wofford Hewlett whose ~~application~~ application has also been filed, to which reference is here made, and asked to be considered with this application.

In view of which your petitioner respectfully asks that ~~XXXXXXXXXX~~ the names of ~~his~~ his children and grandchildren be enrolled as a citizen of the Cherokee Nation tribe and ~~he~~ he awaits the day when such ~~application~~ application ~~XXXXXXXXXXXXXXXXXXXX~~ shall be heard and tried.

Your petitioner being sworn says that the fact stated in the ~~foregoing~~ foregoing application are within his knowledge true.

Witness my hand this the 7th day of Sept, 1896.

State of Texas /  
County of Fannin

Subscribed and sworn to before me this the 7th day of Sept 1896.

*J. E. Dupree*  
*W. B. Sample*  
Notary Public in and for Fannin County, Texas.

**End**

873

No. 1085 8/3

U. A. Jones

v.

Chas. W. Watson

Filed Sept. 5, 1896.

W. M. J. J. J.

Secretary

Replied

W. M. J. J. J.



Original

**AFFIDAVIT.**

STATE OF ARKANSAS,

COUNTY OF Madison }

In the case of Ma Cross, claimant for citizenship in the Cherokee Nation, Indian Territory, as a Cherokee Indian by blood, before the Honorable Dawes Commission, authorized under an act of Congress of the United States of America, personally appeared this day before me

J. B. Lewis

Notary public

within and for the County of Madison, State of Arkansas, aforementioned, duly authorized to administer oaths H. K. Ellis to me

personally well-known to be a reputable citizen and entitled to credit, and who being by me duly sworn according to the law, depose and says: That; my name is H. K. Ellis,

my age is 55, my Post office address is Hudsonville Ark.

I am a Farmer by occupation; I am a citizen of Ark. Madison Co

and the affiant declares in relation to the above-named case as follows, to wit: I am personally and well acquainted

with N. A. Cross

who is a daughter of M. E. Willis

who is a son of Nancy Lane

who was a son of Daniel Vaughan

who was a son of Fred Vaughan ne Benton

who was a grand daughter of H. K. Ellis

who was a son of Cherokee Indian by blood

Subscribed and sworn to before me this 14 day of Sept, A. D., 1896.

J. B. Lewis  
Notary Public.

My commission expires 14 day of Jan, 1897.

Original

## AFFIDAVIT.

STATE OF ARKANSAS,

COUNTY OF Madison } ss

In the case of Will Ross, claimant for citizenship in the Cherokee Nation, Indian Territory, as a Cherokee Indian by blood, before the Honorable Dawes Commission, authorized under an act of Congress of the United States of America, personally appeared this day before me

Notary public

within and for the County of Madison, State of Arkansas, aforementioned, duly authorized to administer oaths Nancy Lane to me

personally well-known to be a reputable citizen and entitled to credit, and who being by me duly sworn according to the law, deposes and says: I do; my name is Nancy Lane

my age is 70, my Post office address is Whitewater Ark

I am a citizen by occupation, I am a citizen of Madison Co

and the affiant declares in relation to the above-named case as follows, to-wit: I am personally and well acquainted with Wm. C. Ross

who is a daughter of Mr & Mrs

who is a " of Nancy Lane

who was a " of Samuel Vaughan

who was a son of Samuel Vaughan

who was a Granddaughter of John

being a Cherokee Indian

Subscribed and sworn to before me this 1st day of Sept, A. D., 1896.

J. B. Lewis

Notary Public.

My commission expires 1st day of June, 1897.

Original

APPLICATION FOR CHEROKEE CITIZENSHIP.

--0--

To the Honorable, the JAMES COMMISSION, Talequah, Indian Territory:

The undersigned, Na Cross, your petitioner, makes this her application for admission to citizenship in the Cherokee Nation, Indian Territory, as a Cherokee Indian by blood, in accordance with all the treaties, the Constitution and laws of the Cherokee Nation, and precedents established and of record, and respectfully submits the following statement of facts for the grounds of her claim, to-wit:

That she is the daughter of Mr & Mrs Wills Grand daughter of one Nancy Lane nee Vaughan and the great grand daughter of one Daniel Vaughan and the great great grand daughter of one Amby Vaughan nee Benton who your petitioner firmly believes, was Cherokee Indian by blood and duly acknowledged member of the Cherokee tribe of the Indians and from whom she derived her Cherokee Indian blood, entitling citizenship in the Cherokee Nation, Indian Territory.

That her name and the name of said ancestor should be found to appear on the Census Roll taken and made of Cherokees east of the Mississippi river, in the years, 1835, 1848, 1851 and 1852.

And your petitioner respectfully awaits the time this her application for admission together with the proof in support thereof, shall be truly heard and passed upon.

That the age of your petitioner is 21 years; that her postoffice address is Hudsonville Ark and that her family, by virtue of the Cherokee Indian blood, consists of the following named to-wit:

No.	Names	Sex	Age	Relationship.	Remarks
1	Na Cross	Female	21	applicant	

In Witness Whereof I have hereunto set my hand at Hudsonville Ark on this the 31 day of Aug A. D. 1896. Na Cross

Attest: R. S. Ellis  
H. K. Ellis

Subscribed and sworn to before me at Hudsonville Ark this the 1st day of Sept A. D. 1896

(Seal.)

My term expires  
Jan 14 1897

J. B. Lewis  
Notary Public

**End**



874

STATE OF NORTH CAROLINA SWAIN COUNTY

Before me, the undersigned J. R. Snow, Clerk of the Superior Court in and for the County of Swain and  
state aforesaid came J. S. Elmore, Post Master at Bryson City, North Carolina who being by me duly sworn  
to pose and says that he has this day mailed by registered mail to Hon. Samuel H. Mayes, Principal Chief  
of the Cherokee Nation at Tahlequah, Indian Territory, a true copy of the application for Citizenship of  
*Harmon Coleman* with the evidence annexed. That Affiant has in his possession  
to mail to the Commission at Vinitia, Indian Territory the application and the evidence of the said .....  
*Harmon Coleman* for Citizenship in said Territory. This 28th day of August 1886.

*S. Elmore*

*Subscribed & Sworn to before me Aug 29*  
*1896,*

*Edward*  
*Clerk Superior Court*



Application for Citizenship in the Cherokee  
Nation of Indians.

The Hon. James Commission.

Now comes your petitioner  
Lemson Coleman and his family and make  
petition to be admitted and enrolled as citizens  
members of the Cherokee Nation or Tribe of Indians  
in the Indian Territory: And in support of said applica-  
tion respectfully allege and state as follows:

Said applicant is Cherokee Indian by blood  
and enrolled on the Mullens roll of 1848/42, as a member  
of the Cherokee Tribe or Band of Indians residing  
in the State of North Carolina,

And that my father, Cerey Cooper (Curey Cooper)  
was enrolled on the Mullens roll of 1848, Siler roll  
of 1842, and Hester roll of 1841/42, and a Cherokee  
Indian by blood,

And that my wife's name does not appear on any  
roll but that her mother, Peggy Carter (Libson), is  
enrolled on the Mullens roll of 1848 or Siler 1841/42.

The wife does state the name as to Peggy Carter or Libson  
has been sent you in R. E. Libson Julian Libson and  
many Pruley or Libsons who are my wife's brother and  
sister.

And that I also make application for my children  
to be admitted and enrolled as citizens or members  
of the Cherokee Nation or Band of Indians in the Indian  
Territory together with my self and wife, And that  
they are Cherokee Indians by blood, by marriage





Best Fully Submitted  
Harrison Coleman

State of North Carolina  
County of Durham

On the 29 day of August 1896, appeared before me **William Clark** Superior Court within state and county aforesaid **Harrison Coleman** a resident of Bertown N.C., who being duly sworn according to law, did declare as follows:  
That he is a natural born white male application for citizenship in the Cherokee Nation of Indians in the name of Harrison Coleman. He has heard and read the foregoing and is satisfied that it is the best of his knowledge and belief to the same is true.

Harrison Coleman

Subscribed & Sworn to before me  
Aug 29<sup>th</sup> 1896, **William Clark**  
Chief Superior Court

Also personally appeared **J. E. French** and **Wm. French** residing at Myron N.C. and aged respectively 23 years and 30 years, who being sworn, when I certifying to be respectively entitled to do so, and who being duly sworn, did declare and say, that they know the within Coleman, personally, Harrison Clark and that he is the identical person he represents himself to be, and a Cherokee Indian by blood.

J. E. French

Wm. French

Subscribed & Sworn to before me  
Aug 29<sup>th</sup> 1896,

**William Clark**  
Chief Superior Court

FRAME 2

**End**

875



I, E. S. Brown, do solemnly swear that on the 8 day  
of Sept, 1896, I registered a package at the postoffice at  
Wagoner, Ind. Ter., addressed to Hon. S. H. Mayes, Chief of the Cherokee Nation,  
at Tahlequah, Ind. Ter., that registry receipt, No. 131, received from postmaster,  
hereto attached, is a receipt for said package, which contained true copies of the ap-  
plication of Ruby Curry and of the affidavits of  
Joseph Howard and E. A. Roland  
in support of same.

E. S. Brown  
Subscribed and sworn to before me, on this 9 day of Sept, 1896.

A. S. McManis  
Clerk

Application for Chad Neel Citizenship.

To the Hon James Commission

Name of my self - Ruby C. C. C.; age 65.

Names of Children.	Ages.	Names of Children.	Ages.
Curry George N.	12	Curry William	
Curry Charles E.	11	Curry Mary	
Curry Eva	10	Curry John	
Curry Annie		Curry John	
		Curry John	

As grounds for asking admission to citizenship in the... Cherokee Nation, Indian Territory.

your petitioner states:

your petitioner states:  
That she is a daughter of E. A. Rowland (formerly E. J. Brown,) who is a daughter of Allen Brown, who was a son of John Brown <sup>3rd Chief of the</sup> and he was a member of the Cherokee and Delaware Nations whose names appear upon the Census Rolls of 1835, and who was the great grandfather of your petitioner; That the said John Brown was duly recognized by the proper authorities, to all who knew him and by the Cherokee authorities as a Cherokee in the old Cherokee Nation in Georgia and enjoyed all the rights, privileges, benefits and immunities of a Cherokee and by blood, in the said Cherokee Nation, or tribe of Indians; That the name of the said John Brown appears on the authentic and authorized Rolls of the said Cherokee Indians for the year 1835. That your petitioner is a true lineal descendant of the said John Brown and that her blood is of Cherokee blood.

STATE OF California }  
COUNTY OF Butte } ss.

On this 5th day of September, 1896, personally appeared before me, the undersigned, a Notary Public, within and for the County and State aforesaid, Ruby Murray

..... who, after being duly sworn by me, says: That the .....  
set forth in the foregoing petition and memorial for Cherokee citizenship are true, as she verily believes.

Subscribed and sworn to before me the day and date last above written.

My Commission expires, Dec 1 1892

Ruby Curry.  
Mrs. Howard  
Memorial

# Affidavit of Witness,

In the matter of Petition and Memorial of Ruby Curry  
for Admission to Citizenship in the Cherokee Nation.

STATE OF Arkansas  
COUNTY OF Jefferson ss.

Before me, the undersigned, a Notary Public in and for the County and State aforesaid, personally appeared E. A. Rowland who, after being by me duly sworn, states: That she is 63 years of age, and a resident of the State of Arkansas and County of Jefferson, and that she is personally acquainted with Ruby Curry who is an applicant for Citizenship in the Cherokee Nation. Affiant further states:

(Here set out all that witness knows about claimant's family and ancestors of Indian blood.)  
Formerly Ruby Rowland,  
I, the said Ruby Curry, was a daughter of E. A. Rowland, formerly E. A. Brown, who is a daughter of John Brown who was a son of John Brown who was a brother of Isabel and Betsy Brown whose names appear upon the census rolls of 1830, and who was the great grand father of of your petitioner, Ruby Curry, formerly Ruby Rowland. That the said John Brown was duly recognized by the proper authorities by all who knew him and by the public generally as a Cherokee Indian in the old Cherokee Nation in Georgia and enjoyed all the rights, privileges, benefits and immunities of other Cherokee Indians by blood, in the said Cherokee Nation or tribe of Indians, and that the name of the said John Brown appears or should appear upon the authenticated rolls of the said Cherokee Indians for the year 1835, that your petitioner was a true lineal descendant of said John Brown and that petitioner the said Ruby Curry is of Cherokee blood.

Affiant further states: That she has known the said Ruby Curry for the past 35 years, and knows that she has been and is recognized by her neighbors, acquaintances and the public generally, as having Indian blood, and that the complexion and physical appearance of the said she indicate that she is of Indian blood and descent. Affiant further says, that from the above facts and circumstances, and from what she has heard and knows of the family of the said Ruby Curry she believes the said Ruby Curry to be a descendant by blood of the Cherokee Indian tribe.

Subscribed and sworn to before me this 5th day of September, 1896.

My Commission expires Dec 1st, 1896.

NOTARY PUBLIC



No 875-  
Ruby Curry-  
Memorial re

Shiraku nation

FILED SEP 8 1891

A. S. McKENNON

COM 'R'

Respect

show  
art

AFFIDAVIT OF WITNESSES/

In The Matter of Petition and Memorial of  
for citizenship in the Cherokee Nation.

State of Arkansas )  
County of Pope }

Before me the undersigned a Notary Public, in and for  
County and State aforesaid personally appeared *Joseph Howard*  
who after being by me duly sworn, states:

That *he* is *69* years of age and resident of the State of Arkansas and  
County of Pope, and that he is personally acquainted with *Ruby*  
*Curry* who is an applicant for Citizenship in the Cherokee Nat  
Nation. Affiant further states:

That he was acquainted with *Ruby Curry*  
who was the daughter of Elizabeth A. Rowland, and that the said Elizabeth  
A. Rowland was a daughter of one Allen Brown, and the said Allen Brown  
was a son of one John Brown, who was a three fourths Cher kee Indian, and  
was brother of Rachel and Betsy Brown. Allen Brown was an admixture of white  
and Cherokee blood and was at least three eighths Cherokee Indian Blood.  
Affiant is credibly informed that John Brown was three fourths Cherokee  
Indian, and was a citizen and a member of a Cherokee Indian Tribe of *Ch*  
Indians. My means of knowing these facts are :  
I have been acquainted with this Brown family all my life.

Affiant further states: That he has known the said *Ruby Curry*  
for the past *all her life* years and that *he* has been and is recognized by her  
neighbors acquaintances and the public generally as having Cherokee Indi  
an blood, and that the complexion and physical appearance of the said  
*Ruby Curry* indicate that *she* is of Indian blood  
and decent. Affiant further says that from the above facts and circumstances  
and from what he has heard and knows of the family of the said *Ruby*  
*Curry* he believes the said *Ruby Curry*  
to be abedant by blood of the Cherokee Indian Tribe.

*Joseph Howard*

Subscribed and sworn to before me this 5th day of  
September 1899

*W. L. Meade, Notary Public*  
my. Com. Exp. 12/31/1899

**End**

876



---

Nation's No. 3564.

Commission's No. ....

In re Application of

Loverine Winsett, et al.

---

**Demurrer and Answer.**

FILED SEPT. 28 1896. ☆

→A. S. McKENNON←

---

—COM'R—

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of  
Loverine Winsett, et al.

Nation's No. 3564.

Commission's No.

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the  
said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy,  
and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant s are  
entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said appli-  
cation, says that Polly Winsett

through whom the petitioner, S claim to derive their right  
to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since  
the removal of said Nation, west to the Indian Territory as at present located and defined; that his name  
does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now  
reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By Hutchings, Hastings & Boudinot.

Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the  
matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the

25

day of

Sept.

1896.

J. J. Bree

NOTARY PUBLIC.

3747 876

*Revised*  
*Levensier*  
*Winsell*  
*Application*

FILED SEPT. 9 31  
A. S. MCKENNON  
COM R

*Revised*

*Hamilton Ala*



The State of Alabama,  
Marion Co. I Personally  
appeared before me, B.R. Fife,  
Notary Public, in and for said  
County & State, Dorena Minsett  
age, 49, P.O. Hamilton, Ala.  
who being by me duly sworn  
said that she is the daughter of  
Polly Minsett, whose maiden  
name was Polly Hendrix,  
whose father's name was Thom-  
as Hendrix, who was a Cherokee  
and was known to be part  
Indian. That said Polly  
Minsett died in Marion  
County, Alabama, Nov.  
for the reason, that she has  
Indian blood and is of the  
Cherokee Tribe, she files her  
claim for citizenship. That  
the names of her children are  
as follows to wit: John J.  
William R. Josephine, and  
Albert Sylvester Minsett.

her  
Dorena Minsett

Sworn & subscribed to before  
me, Sept. 2d, 1896.

B.R. Fife,  
Notary Public.



**End**

877

Handwritten text on a small, dark, rectangular piece of paper, possibly a label or a note, attached to the top of the main document. The text is illegible due to the dark background and poor lighting.

United States of America  
Indian Territory  
Northern District

I, S. M. [unclear] do solemnly  
affirm that on the 27th day of Sept  
A.D. 1896 I saw a [unclear] registered  
at the Post Office at Blue Jacket I.D.  
Addressed to Hon. A. N. May's  
Tulsa, Okla. I [unclear] [unclear]  
[unclear] 29 [unclear] [unclear] Postmaster  
[unclear] attached is a receipt for said [unclear]  
which contained two copies of the  
Application of Benjamin [unclear]  
of the Affidavit of [unclear] [unclear]  
[unclear] [unclear] [unclear] [unclear]  
[unclear] [unclear] in support  
of same.

Subscribed & sworn to before me  
this 3rd day of September A.D. 1896

H. E. [unclear]  
Notary Public  
By [unclear] [unclear]  
[unclear]



To the Honorable Henry L. Dawes and Others Composing the Commission to the Five Civilized Tribes:

Your petitioner Benjamin F. Neely

would state and show from the proof submitted to the Commission that he is a Cherokee by descent and by blood, having been born in Rush County, State of Indiana

on 27<sup>th</sup> day of October 1894. My father's name was Jacob M. Neely. My mother's name was Ann Neely

That I now reside in Sedalia Missouri

and have resided there for One years. And he avers these facts can be established by proof

to the satisfaction of the Commission under such rules and regulations as it may prescribe. And

he further avers that these facts being proved he is entitled to be adjudged under the laws

of such Nation and the laws of the Congress of the United States, and the treaties of such Nation

with the United States a citizen of such Nation, with all the rights, privileges and protection

of citizenship of such Nation. Wherefore he herewith respectfully submit to the consideration of the Honorable Commission such proof, and on the hearing he be adjudged entitled

to such citizenship and his name be placed upon the proper roll as a citizen of such Nation.

Signature Benjamin F. Neely

Shawano  
County of Rush

Now on this 17<sup>th</sup> day of May 1896, personally appeared before me Benjamin F. Neely

a Notary Public for said county and state

who being duly sworn upon his oath states that the facts set forth in the foregoing petition are correct and true. Sub-

scribed and sworn to before me this 17<sup>th</sup> Day of May 1896

Anna Neely  
Notary Public.  
True & Apr. 897

To  
Edward  
Benjamin F. Kelly  
at the office of  
the  
City of  
San Francisco  
California

[illegible]





Paid for the oil lamp, and the  
 that I had to buy for the  
 Poughkeepsie, and the  
 1846

[illegible]

1841, 1842

1850

Reeds & Rush Plants

11/1/71

Claim of  
Benjamin F. Neely  
to Cherokee Indian  
Land in the  
Affidavit of  
Rebecca Borden

In the Matter of Claim of Benjamin F  
Neely to Cherokee Indian Citizenship  
Affidavit of Rebecca Borden  
State of Ohio  
Warren County 3ss

On this the 13<sup>th</sup> Day of August. AD 1884  
personally appeared before me Jos L.  
Eggs a Notary Public in and for said  
County Rebecca Borden of Warren County  
and State of Ohio to me well known and  
who I certify to be credible and respectable  
who being by me first duly affirmed  
deposes and swears that she is an  
Person of Cherokee Indian descent and  
was Born in Warren County and State  
of Ohio that her age is 73 years and her  
Post Office Address is Waynesville, Warren  
County State of Ohio that she is well  
acquainted with Benjamin F Neely  
the Claimant named in the above entitled  
Claim to Cherokee Indian Citizenship and  
have been from the date of his Birth  
and knows the said Benjamin F Neely  
to be a Person of reported Cherokee Indian  
descent and is a Son of one Ann Parmelee  
a Person of Cherokee Indian descent who  
was Born in Warren County and State of Ohio  
and resides in Pettis County and State  
of Missouri that she is well acquainted

with the said Ann Parmelee and have  
been from the date of our Birth that the  
said Ann Parmelee is the Daughter  
of one Palinda Swift - a Person of Chero-  
kee Indian descent - who it is said  
was Born in Newberry County and  
State of South Carolina on the 13<sup>th</sup> Day  
of December A.D. 1782 and Died in Rush  
County and State of Indiana on the  
5<sup>th</sup> Day of July A.D. 1852 that she was  
well acquainted with the said Palin-  
da Swift in her life time from her  
early recollection until the date  
of the death of the said Palinda Swift -  
as aforesaid that the said Palinda  
Swift was the daughter of one Rachael  
Pugh - a Person of Cherokee Indian descent  
who it is said was Born on the Cherokee  
Indian reservation East of the Mucous  
River on the 15<sup>th</sup> Day of December  
A.D. 1761 and Died in Rush County and  
State of Indiana on the 11<sup>th</sup> Day of  
July A.D. 1834 that she was well acquai-  
nted with the said Rachael Pugh in  
her life time that it is said that the  
said Rachael Pugh was the daughter  
of one Leah Wright a Cherokee Indian  
woman who was Born on the Cherokee



In Indian Reservation East of the  
Mississippi River and Died in the  
State of North Carolina in the year  
A.D. 1827. Adrecca Borden

Affirmed to and subscribed before me  
this day by the above named affiant and  
I hereby certify that I carefully read  
and explained the contents of the above  
affidavit to affiant before she executed  
the same and examined her as to her  
knowledge of the facts stated therein  
and am satisfied that she fully understands  
the same and that she is entitled to  
full credit and credit—

In Testimony whereof I have  
hereunto subscribed my name  
and affixed my official seal  
this the 13<sup>th</sup> Day of August A.D. 1884  
Joseph G. Keys. N.D.  
in and for Warren County, Ohio

In the Matter of Claim of Benjamin F. Neely  
to Cherokee Land in last year's ship.

Official of James McConkeyham  
State of Tennessee

Sequestered County 558

On this the 14 day of October A.D. 1887 Personally  
appeared before the undersigned Justice of the Peace  
in and for said County James McConkeyham of  
Sequestered County and State of Tennessee to me well  
known and who I judge to be credible and respectable  
in his bearing by me first duly sworn according to law  
to depose and testify that she is a Half Blood Cherokee  
Indian Woman and was born on the Cherokee Indian  
Reservation East of the Mississippi River that her age  
is 73 years and her Post office address is Sequestered  
County State of Tennessee that prior to  
the year A.D. 1809 she was well acquainted with  
one Benjamin Swift a Quarter Blood Cherokee Indian  
Woman who was born on the Cherokee Indian Reservation  
East of the Mississippi River and resided in Warren  
County State of Ohio in the year A.D. 1809 that she the  
said Benjamin Swift was a Daughter of one Richard  
Swift a Half Blood Cherokee Indian Woman  
was born on the Cherokee Indian Reservation  
East of the Mississippi River and resided in Warren  
County State of Ohio in the year A.D. 1809 that she  
was well acquainted with the said Richard Swift  
from her affiant's early recollection until the year 1809

that in the year A.D. 1886 she emigrated with  
her father and Thomas Brown a Half Breed Cherokee  
Indian from the Cherokee Indian Reservation in the  
State of North Carolina to the State of Ohio in the  
same company with the said Burlington Swift and  
Richard Pugh and resided in the State of Ohio  
in the same community with the said Burlington  
Swift and Richard Pugh until the year A.D.  
1887 at which time and date he father the said  
Thomas Brown emigrated with affiants from  
the State of Ohio to the Cherokee Indian Reservation  
in the State of Tennessee

Witness James Brown

James Thompson

Notary Public

Came to and submitted before me this day by the  
above named affiants and I certify that I carefully  
read and examined the contents of the above affidavit  
and to affiants before the execution the same were  
examined by me to her knowledge of the facts  
stated therein and am satisfied that she fully  
understands the same and that she is entitled to  
give truth and credit

Witness my hand and seal this the

14 day of October A.D. 1887

H. Peacock

Justice of the Peace

State of Tennessee  
Legisla<sup>r</sup> to her Country : 35

Here Clerk of the County Court in and  
for said County, it being a Court of Record do  
certify that H. Pomeroy Esq. whose  
genuine signature appears to the foregoing Affidavits  
as and was at the time of signing the same an Acting  
Clerk of the Peace in and for said County do hereby  
as such Commissioner and have and as such  
his official acts is entitled to full faith and credit

In Testimony Whereof I have hereunto  
Subscribed my name one officer  
the Seal of said Court this the 14  
day of October A. D. 1887

J. N. Hand clk  
By Jas. C. Rogers A.C.





In the Matter of Claim of Benjamin  
G. Neely to Cherokee Indian Citizenship  
Affiant of Milton L. Ross  
State of Tennessee  
Cherokee County

On this the 1st Day of October A.D. 1859  
personally appeared before me the undersigned  
Notary Public in and for said County and State  
Milton L. Ross of the Cherokee Nation and Indian  
Territory to me well known and who I certify to  
be a reliable and respectable person being by me  
first duly sworn according to said oaths and  
deposed that he is a 70 year Eight Five Cherokee  
Indian and was Born on the Cherokee Indian  
reservation in the State of Tennessee that his  
age is 70 years and his Post Office Address is  
Atlen, Cherokee Nation, Indian Territory that  
prior to the year A.D. 1827 he was well ac-  
quainted with one Leah Wright a 42 year old  
Cherokee Indian Woman who resided on the  
Cherokee Indian reservation East of the Missis-  
sippi River with her Son one John Wright and  
one William Wright Native Born Cherokee Indians  
that the said Leah Wright prior to the year  
A.D. 1827 was a frequent Visitor at his Affiant's  
Father's House and that the Affiant was taught  
by his Mother to call the said Leah Wright  
Grand Ma. that the Affiant had a Sister named

for the said Leah Wright that the said Leah  
Wright was <sup>the</sup> at of her Affiant recollection lived  
on the Cherokee Indian Reservation East of the  
Mississippi River in the year A.D. 1827 that prior  
to the year A.D. 1829 there was an old abandoned  
Log Stone House Standing near Wainwright  
North Carolina which the Affiant has heard the  
Father and Mother say was where David Pugh  
kings a Stone that the said David Pugh married  
one of Leah Wright's daughters and moved away  
a long while ago that prior to the year A.D. 1833  
he was well acquainted with the said John  
Wright and the said William Wright as aforesaid  
that the said Wright had a Sister living in the State  
of Indiana by the name of Rachel Pugh that  
the said William Wright had a daughter by  
the name of Rachel Wright who said she was  
married for her Aunt Rachel Pugh of Indiana  
that the said Leah Wright was called a Quaker  
C. L. Bond

Subscribed and Sworn to before me this day  
by the above named Affiant and I certify that  
I carefully read and explained the contents of  
the foregoing Affidavit to Affiant before he executed  
the same and Examined him as to his  
knowledge of the facts stated therein and am  
satisfied that he fully understood the same

and that he is entitled to full truth and credit  
in the testimony whereof I have  
hereunto subscribed my name  
and affixed my Official Seal  
this 12th Day of October A.D. 1859

my own hand  
and seal

and affixed  
Notary Public

1  
2  
3  
4  
5  
6



and that he is entitled to full birth and credit  
in testimony whereof I have  
hereunto subscribed my name  
and affixed my Official Seal  
This 10th Day of October A.D. 1859

my true name  
David H. French  
Notary Public,

EXECUTIVE DEPARTMENT OF  
CHEROKEE NATION.

I, John L. Adair, Executive Secretary of the Cherokee Nation, do hereby certify that I have compared the foregoing with the original record in this Department, and that the same are correct transcripts and copies therefrom.

In witness whereof I have hereunto set my hand and affixed the Great Seal of said Cherokee Nation, at Tablequah, this, the

24th day of Sept. 1896.  
John L. Adair  
Executive Secretary.

Co. of 1st Regt. 4th, 10th Art. D.

[illegible]

Nov. 24. Sat., Oct 1st, 1887.

Docket No.	Name.	Age.	Sex.	Post Office.	Attorney.
1.	W. H. H. H. H. H. H.	25	M	Wester Springs,	
				Calif.	Boardman &
					Reams.
				Ad. Loc. for	
				Chas. H. H. H. H.	
				Calif.	
				Calif. H. H. H. H.	
				44-51-52.	
	VS.			Alton,	
	W. H. H. H. H. H.			W. H. H. H. H.	

1911

1. NAME \_\_\_\_\_

2010-11-11

The above applicant files his claim of Cherokee blood before the Interior Department, at Washington, D. C., and which was transmitted by the Secretary of the Interior to the Commission. In claimant's application he claims to derive his Cherokee blood from his grand-mother, Rachel Pugh, whose name, applicant believes, is enrolled upon some of the Census rolls of Cherokee taken in the years 1835- 43- 51- or 52. In proof of claimant's application he submits as evidence the affidavits of Rebecca Horner and Levi P. Small, taken before a Notary Public, on the 14th day of August, 1894, in the State of Ohio. Affiants affirm that they are well acquainted with applicant and know that he is a reputed Cherokee Indian, and that Rachel Pugh was his grand-mother. This evidence is ex parte, and affiants gain their knowledge through other persons, and the Commission does not deem it sufficient to establish applicant's claim of Cherokee blood. But, waiving this fact, the Commission fails to find the name of Rachel Pugh, upon any

of the Commission. Section 7th of the law of 1907, which is in its decisions, provides that applications for a license to practice law shall be made on some of the forms prescribed by the Commission, and that the fee for such application shall be \$10.00 or 50.

In the case of the application for a license to practice law, the Commission has decided that the applicant, being a foreigner, shall be required to take the examination.

P. S. 1907.

W. P. Ross, Chairman.

J. H. Smith, Secy.



Nation's No. 2274  
Commission's No.  
In re Application of

*W F Neely -*

**Demurrer and Answer.**

*W F Neely*  
W. F. NEELY  
PLUM B. -

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabanis, and  
A. B. Montgomery, Commissioners.

In the matter of application of

*B. F. Mely*

Nation's No. *2274* -

Commission's No. ....

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient to show that the applicant *Sam* is entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said application, says that: *Rachel Pugh*

through whom the petitioner claims to derive *this* right to citizenship in the Cherokee Nation is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now reside, or ever have resided, in the Cherokee Nation and Indian Territory, as citizens thereof.

Respondent, for a further and complete answer to the aforesaid Application says: That, heretofore said applicant made application before a legal constituted Court, or Commission on citizenship, having jurisdiction over applications for readmission to citizenship in the Cherokee Nation: That the said case was tried upon its merits; that upon a final hearing, judgment was duly given against the applicant and in favor of this Nation. A duly certified transcript of the aforesaid proceedings and judgment are annexed hereto and made a part of this answer.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *Hastings, Williams & Paul* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this the

day of *Sept*, 1896.

NOTARY PUBLIC.

No

PETITION OF

*Benjamin F. Kelly*  
for and on behalf of

*himself*

and heirs.

*Samuel L. Finner*

Attorney for Petitioner.

# APPLICATION FOR ENROLLMENT.

To the Honorable HENRY L. DAWES, FRANK C. ARMSTRONG, ARCHIBALD S. McKENNON, THOMAS B. CABANISS and ALEXANDER B. MONTGOMRY, United States Commissioners, authorized by an act of Congress of June 4, 1896, to hear and determine Claims for Citizens in the Cherokee Nation:

GENTLEMEN: The undersigned, your petitioner *Benjamin T. Staley*  
for and on behalf of *his*-  
and heirs, this day makes this their application to you for the purpose of being placed on the re-  
vised roll of Cherokee Indians and of those entitled to share in the distribution of funds and al-  
lotments of land in the Cherokee Nation, by virtue of their Cherokee blood, and I herewith sub-  
mit the *Affidavits of Francis Stuy.*  
*Rebecca Borden, Leah P. Small*  
*(m) Milton L. Hood, June 1890*

in support of said claim, and respectfully await the time when... *Meo* — application shall  
be heard and tried. Respectfully submitted,

Enrollment of family, with relationship attached, as follows:

[illegible]

In witness of which I hereunto set my hand on this 12 day of August 1896.

Benjamin F. Neely

Subscribed and Sworn to before me  
this 12 Day of August 1896

From Thomas M.  
From Ex 4/8/97



3247  
James King  
Affidavit of  
James King

Filed  
Filed Sept 9 1896  
A. M. McKinnon  
Comm  
Bluffs  
Filed Sept 9 1896  
1

I, J. H. of County & State of  
I hereby certify Indian Citizenship  
afforded of Francis Ring

State of Kansas

Seymour County } ss.

On the 1<sup>st</sup> day of October

A. H. I personally appeared before  
me the undersigned Justice of the Peace  
for said County Francis Ring  
of Seymour County and State of Kansas

and he being duly sworn and he certifies to  
me that and respectfully stating by

me that said person according to law  
and that he is a half

Blood Cherokee Indian woman who  
was born on the Cherokee Indian

reservation East of the Mississippi  
River that her age is 25 years and her

last office address is Kansas Seymour  
County State of Kansas that prior

to the year A. D. 1868 she was well  
acquainted with me and being

sworn a Quarter Blood Cherokee  
Indian woman who was born on the

Cherokee Indian reservation East of  
the Mississippi River and resided in

Kansas County and State of Ohio in  
the year A. D. 1868 that she said

Linda B. ... as a daughter of ...  
Rachel B. ... a Half Breed Cherokee  
Indian woman who was born on  
the Cherokee Indian reservation back  
of the Mississippi River and resided in  
Warren County and State of Ohio in  
the year A.D. 1849 that is he was well  
acquainted ... and Rachel B. ...  
... until she  
... year A.D. 1849  
... Thomas Brown  
... Cherokee Indian from the Cherokee  
Indian reservation in the State of South Carolina  
... State of Ohio ... with  
... Linda B. ... Rachel B. ...  
... at ... and  
date for ... the said Thomas Brown  
... with her Affidavit to the Cherokee  
Indian reservation in the State of Tennessee  
from the State of Ohio, Thomas Brown  
...  
...  
...

is sworn to and Subscribed before  
me this day by the above named Affidant  
and I certify that I Carefully read and  
explained the contents of the above named  
Affidavit to Affidant before she executed  
the same and Examined her as to her  
knowledge of the facts stated therein

and satisfied that I fully understand  
the same and that he is entitled to  
putt with any credit

Witness my hand and Seal  
this 1<sup>st</sup> day of October A.D. 1887

J. C. Lamm

Justice of the Peace.

State of Tennessee

Sequechey County ss.

I, H. H. Lamm

Clerk of the County

do hereby certify that for said County it being  
a Court of record do certify that J. C.  
Lamm Esq. whose genuine signature  
appears on the foregoing affidavit and was  
at the time of signing the same and acting  
Justice of the Peace in and for said County  
and being duly qualified to administer and receive and  
as such all his official acts is entitled to  
full faith and credit

In testimony whereof I have  
hereunto subscribed my name  
and affixed my official seal  
this 2<sup>nd</sup> day of October A.D. 1887

J. H. Heard

County Clerk



**End**



Number. 878

Hezekiah Henley,

vs.

Cherokee Nation.

*Hezekiah Henley*  
*vs. Cherokee Nation*  
*1842*

*Mr. [illegible]*

*Is this right?*

Chinese Nation.

vs.

Hezekiah Henley,

Number. 878



## NOTICE.

United States of America,  
INDIAN TERRITORY,  
NORTHERN DISTRICT.

In the United States Court for said District.  
In the matter of the application of *Hezekiah Keuley real* to be  
enrolled as citizens of the *Choctaw* Nation.

TO THE *Hon. Com. to the Five Civilized Tribes*

You are hereby notified that an appeal has been taken in the matter of the application of *Hezekiah Keuley real* as above, and it is ordered by the Court that you transmit to this Court the papers now in your custody in the matter of the application of *Whitson Kimball Keuley real* for citizenship in said *Choctaw* Nation, said papers to be used on the hearing of the appeal to this Court by *Hezekiah Keuley real*.

to be enrolled as citizens of the ..... Nation, from said

to the United States Court for the Northern District of the Indian Territory, and that your tribunal is requested by said Court to transmit at the earliest time practicable to said Court, at Muskogee, Indian Territory, a transcript of all the entries made in the docket of your tribunal relating to the case, together with the depositions and testimony taken before said tribunal; the decision thereof on the application, and all original papers relating thereto.

Witness the Honorable William M. Springer, Judge of said Court, and the seal thereof, at Muskogee, Indian Territory, the *3<sup>rd</sup>* day of

*Aug.* A.D. 189 *7*.

*James H. ...* Clerk.

**End**

879

no—  
Application of  
Mrs Mary Carter  
vs  
The Cherokee Nation

G. W. BAKER *Atty for Applicant*



To the five civilized tribes,  
Your Petitioner Mary Carter wife of E. B. Carter Formerly the wife of Noah,

Baker, A Cherokee Indian by blood, would state and show from the proof, thus  
Submitted to the commission that she is a Cherokee by descent, and by blood  
having been born in the Cherokee Nation, of Indian Territory on the 20th day  
of September 1851 My Fathers name was John Gunter My Mothers Name was  
Sannah Gunter, that I now reside in Wynne Wood Chickasaw Nation Indian Ter,  
and have resided there for two years, and she avers these facts, can be estab-  
lished by proof to the satisfaction of the commission under such rules  
and regulations as it may prescribe, And she further avers, that these  
facts being proved she is entitled to be adjudged under the laws of such  
Nation and the laws of the Congress of the United States, and the treaties  
of such Nation, with the United States, A citizen of such Nation with all  
the rights, privileges, and protection, of citizenship in such Nation, Wherefore  
she respectfully submit to the consideration of the Honorable Commission  
such proof and on the hearing She be adjudged entitled to such citizen-  
ship and her name be placed upon the proper rolls as a citizen of such  
Nation,

(Signature)

*Mary Carter*

Post Office Wynne Wood Ind, Ter.

Indian Territory

38

Southern Judicial Division

Now on this 10 Day of August 1896 Personally appeared before me ~~Mr~~  
David Williams, A Notary In and for said Territory Mary Carter, who being a  
duly sworn Upon her oath States that the facts set forth in the foregoing  
Petition are are correct and true Subscribed and sworn to before me this  
the 10th day of August 1896,

*David Williams*

Notary Public,

My Commission Expires on the 19th day of Nov 1898

POOR ORIGINAL -  
BEST AVAILABLE COPY  
DOCUMENT GLUED

To the Honorable National Council

Your Petitioner Respectfully and earnestly represents that I am a Cherokee Indian by blood deriving the same from John Gunter my Father whose name will be found on the authenticated rolls of the Cherokees by blood, and in the year 1877-1878 was sent to be submitted to your Honorable Bodies for a full and complete investigation and if found correct, as stated to be granted all the rights, privileges, and immunities of other Cherokee citizens, by being readmitted to citizenship in 1868.

Name	Sex	Age	
Maybelle Gunter,	Male	28	Son,
Maybelle Gunter	Male	17	Son
Maybelle Gunter	Female	13	Daughter,
Joe Gunter	Female	7	Daughter,
Joe Gunter,	Female	2	Daughter,

Respectfully Submitted

Witness

United States of America Northern District

Indian Territory

BE Certificate

I David Williams do hereby certify that the above and foregoing is a true and correct copy of the original as shown me as appears to have been filed in the Indian Office in the year of 1894 with the following inscription on it Department of the Interior 1894 Received May 30th 1894 (S C) Indian Affairs, Indian Office, Indian Affairs Office 1894 Indian Affairs, No 4

I further certify that I have no interest in the result of the said claim or in it or in it to the further.

Given under my hand and seal this the 29 day of August 1896

By Commissioner Expires on the 19 day of Nov 1898 Notary Public

POOR ORIGINAL -  
BEST AVAILABLE COPY

No 642-

Application of  
Mrs Mary Carter

The Cherokee Nation

Filed Sept. 2, 1896

A. S. McKennon,  
Commr

Replied

Wynnewood D. T.

~~G. M. Baker~~ R. atty for applicant



To the Honorable Henry L. Davis, And others Composing the Commission  
to the Five Civilized Tribes

Your Petitioner Mary Carter Wife of F. P. Carter And Formerly wife of Noah  
Baker A Cherokee Indian by all a woman state and represent and show from the  
proof Submitted to the commission that she is a Cherokee Indian by decent and  
by blood Having been born in the Cherokee Nation Indian Territory Near the  
town of Fort Smith on the 17th day of September 1851 inherits  
said Cherokee blood through my Father whose name was John Carter and My  
Mothers Name was Sarah Carter my said Father was an old emigrant to the  
Cherokee Nation, In the year of 1834 was a fully recognized and accepted  
Cherokee Indian and was an old settler Indian and that she is the identical  
descendant of the said John Carter and Sarah Carter and the identical Daugh-  
ter of the said John Carter and Sarah Carter as aforesaid described and  
firmly believes that she has been so since according to the facts and the  
proof of such and may be able to prove her being of the Cherokee Nation Ind,  
Territory to the satisfaction of the said Honorable Davis Commission asxx  
under such rules and regulations as they may prescribe

She further ever and firmly believes that these facts being proved she is  
entitled to be adjudged under the laws of said Cherokee Nation and the laws  
of congress of the United States and the treaties of the said Nation and the  
said United States to be a citizen of said Nation with all the rights privileges  
and protection of citizenship to said Nation And she firmly believes that  
her said fathers name appears upon the Cherokee census rolls authenticated  
Wherefore she respectfully submits to the considerations of the said Hon,  
Commission the said attached proof and asks for a hearing on the same and  
asks that she be adjudged entitled to said citizenship and further asks that  
her name be placed upon the proper roll as a citizen of the Cherokee  
Nation

She further states that she now resides at Wyandott Chickasaw Nation  
Indian Territory and has resided there for about two years and is there now  
residing under the contract of the Five civilized tribes and that her Post  
Office Address is Wyandott Indian Territory that her age is 45 years old

She further states that her family is composed of said Cherokee Indian blood  
is as follows to wit F. P. Carter her husband who she asks to be enrolled as  
an adopted citizen of the Cherokee Nation and her following named children  
to wit -:

Clayton Baker	Male	Age 20 yrs My own Son
Benjamin Baker	Male	Age 17 yrs My own son
Mollie Baker	Female	Age 15 yrs My own Daughter,
Joe Carter	Female	Age 7 yrs My own Daughter
Bee Carter	Female	Age 2 yrs old My own Daughter,

Subscribed and sworn to before me this 29 day of August 1893

Mary Carter  
David Williams  
Notary Public

United States of America



Cherokee Nation  
Tahlequah District, SS

Personally Appeared before Thomas Triplett Clerk of Tahlequah District Cherokee Nation John E. Gourd, well known to me to be a man of good character, and a Cherokee Indian by blood, and a citizen of the before said District and Nation his age is 74 years old his post office address is Tahlequah, T. after being duly sworn says, he was well acquainted with John Gunter a half blood Indian Cherokee Indian Pack in the old Cherokee Nation He lived at Gunter's Landing, on the Tennessee River, he Emigrated west under the Treaty of 1835 His Name will appear on the reservation roll of 1817 and also on the old settler roll; The Affiant further says that the before mentioned John Gunter is the recognized Father of Mary Carter Nees Gunter, whose age is forty years I know from my own personal knowledge, that the Applicant Mary Carter is a lineal descendant of John Gunter, and a Cherokee Indian by blood,

Sworn to before me This May 27th 1892

Thomas Triplett Clerk of

Tahlequah District, C. N.

(Seal Here)

United States of America,  
Western District of Arkansas } SS

I William F. Rasmus A Commissioner of the United States District Court, within and for the district aforesaid, do hereby certify that the next above and the within Affidavit is a true copy and literal copy of the Original as presented to me this the 18th day of November A.D. 1892

William F. Rasmus

United States Commissioner,

Indorsed to wit: on the Folding Leaf, Department of the Interior, Received May the 5th 1894 Indian Div. (3352)  
Also Indian Office Incls. No. (500060) 364

United States of America }  
Southern Division, } SS Certificate  
Ind. Ter. }

I David Williams A duly acting and qualified Notary public within and for the aforesaid district and Territory do hereby certify that the foregoing instrument is a true copy of the Original Copy as produced to me reported to have been copied from the original and I am Not of kin or interested in the result of this claim

Given under my hand and seal this 29 day of Aug 1896 David Williams  
Notary Public

May Commission Exp. Nov 19 1896

Cherokee Nation  
Tahlequah District, 58

Personally appeared before Thomas Wiplett Clerk of Tahlequah District  
Cherokee Nation John H. Gourd, well known to me to be a man of good character, and a Cherokee by birth, and a citizen of the before said District and Nation his age is 74 years old his post office address is Tahlequah, T., after being duly sworn says, he was well acquainted with John Ginter a half blood Cherokee Indian born in the old Cherokee Nation He lived at Ginters Landing, on the Tennessee River, He emigrated west under the Treaty of 1838 and will appear on the reservation roll of 1857 and also on the old settler roll; the Affiant further says that the before mentioned John Ginter is the recognized father of Mary Carter Ginter, whose age is forty years I know from my own personal knowledge, that the Affiant Mary Ginter is a direct descendant of John Ginter, and a Cherokee Indian by blood,

Sworn to before me this May 27th 1892

T. W. Wiplett Clerk of

Tahlequah District, 58

Seal Here

United States of America,  
Western District of Arkansas

59

I William F. Ransom A Commissioner of the United States District Court, within and for the district aforesaid, do hereby certify that the next above and the within Affidavit is a true copy and literal copy of the Original as presented to me this the 28th day of November A D 1891

William F. Ransom

United States Commissioner,

Indorsed to wit: on the 28th day of Nov., Department of the Interior, Received  
May the 5th 1892 Indian Div. (1892)  
Also Indian Office System No. 1892-1894

United States of America  
Southern Division,  
Ind. Ter,

as certified

I David Williams A duly acting and qualified  
Notary public within and for the aforesaid district and Territory do hereby  
certify that the foregoing instrument is a true copy of the Original copy  
as presented to me and that it has been copied from the original and I am  
not of kin or interested in the result of this claim

David Williams

Given under my hand this 29th day of Aug 1892  
My Comm. Expires on the 19th day of Feb 1898 Notary Public

United States Of America  
Southern District Indian  
Territory

SS Certificate

I David Williams a duly acting commissioned and qualified Notary Public  
Within and for the aforesaid District and Territory, do hereby certify that  
the foregoing parties were by me duly qualified and sworn and executed  
the afore said Applications in Original Duplicate copies on the day and date  
above written and that I have no objection to the Parties  
on the result of the aforesaid proceedings, Commission expires on the  
19<sup>th</sup> of November 1898 and I do certify  
Given under my hand and seal this 29 day of August 1898  
At Wynne Wood Indian Territory,

David Williams  
Notary Public,

Indian Territory } S.S.  
Southern District } I Horace W Bailey do solemnly  
swear that on the 31<sup>st</sup> day of August 1896 I saw  
a package registered at the post office at  
Wynnewood, Ind Ter, addressed to the Governor  
or Chief of the Cherokee Nation, Tahlequah, IT,  
that registry receipt No 75 hereto attached  
is a receipt for said package, which contained  
True Copies of the applications of Mary Carter  
and of certified copies of affidavits of John L  
McCoy, and William Raemus in support  
of same.

Horace W Bailey  
Subscribed and sworn to before  
me this 31<sup>st</sup> day of August 1896  
David Williams  
Notary Public



This is the new application sign - say which is  
the best answer. H. W. Baker



155-479

Nation's No. 1933-  
Commission's No. ....  
In re Application of Carter  
Mary B. Carter  
et al.

**Demurrer and Answer.**

FILED SEPT 23 1896 ☆  
A. S. MCKENNON  
COM'R

Before the Honorable, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabanias, and  
A. B. Montgomery, Commissioners.

In the matter of application of  
*Mary B. Barker*  
*et al*  
for citizenship in the Cherokee Nation.

Nation's No. *1953*  
Commission's No. \_\_\_\_\_

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant *is* entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said application, says that:

*Dempsey T. Tynes*  
through whom the petitioner *then* claim to derive *then* right to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation since the removal of said Nation, west to the Indian Territory as at present located and defined; that *his* name does not appear on any of the authenticated rolls of said Nation; that neither *he* nor any of *his* ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *Hedding, Hedding & Daniels* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the *15* day of *Sept* 1896.

*D. J. Ball*

NOTARY PUBLIC.

**End**





Cherokee nation  
Cherokee post office,  
September the 7, 1896

To the honorable Dawes commission  
this is to certify that I have sent  
the principal chief of the Cherokee  
nation a true and correct copy  
of my case for citizenship in the  
Cherokee nation,

Sarah Terry  
Subscribed & sworn to before me the  
7th day of Sept 1896

Miss W. Lafayette  
County State of Ark for  
the 1st.

No 4849 880

Larok Ferry

to

Cherokee Nation

FILED SEPT. 9 1896 \*

A. S. McKENNON

COM'R

Rejected

Cherokee

27

Cherokee nation  
Chicotah Postoffice.  
September the 7 1896

To the honorable James commission your petition  
we Sarah Terry earnestly represents that  
she is <sup>grand</sup> daughter of Jesse Barnett and that  
she is over 50 years old and Jesse Barnett  
is a Cherokee Indian by blood if the  
evidence is correct, and his name should  
appear on the census roll of Cherokees taken  
in 1835 your petitioner ask that if the  
evidence in the case is found correct that she  
be granted all the rites and privileges of  
other Cherokee citizens, the following is a list  
of my children handed to me in lawful wed  
lock, <sup>Terry</sup> Jesse born 31 years old, male

Mary	29	years	old	female
Fannie	27	--	--	--
Missouri	26	--	--	--
Minnie	21	--	--	--
Alice	17	--	--	--

the evidence in my case will be found  
in Mary Braxtons evidence Mary Braxton  
is my daughter and she has a full chain  
of evidence in my case which is in your  
possession.

Sarah Terry  
Subscribed & sworn to before me this  
7 day of Sept 1896 at Chicotah I

More W. Lafayette  
Clerk of State of Ark for the  
(S)

**End**





<sup>a</sup>  
148-881

---

Nation's No. 3269

Commission's No. ....

In re Application of

*Missouri Drapton*

---

**Demurrer and Answer.**

FILED SEPT. 28 1896.  
A. S. McLENNON

---

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabanis, and  
A. B. Montgomery, Commissioners.

In the matter of application of.....

*Missouri Bralton*

Nation's No. *8269*

Commission's No. ....

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant *is* entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said application, says that *The Ancestors*

..... through whom the petitioner claims to derive *at* right to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *Ketchings, Hastings & Boudinot* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true to the best of his knowledge and belief.

Subscribed and sworn to before me this, the *26* day of *Sept.* 1896.

*D. J. Ball*  
NOTARY PUBLIC.

Cherokee nation  
Cherokee postoffice  
September the 7, 1896

To the honorable Dawes commission  
This is to certify that I have sent  
a true and correct copy of my  
case for citizenship in the Cherokee  
nation to the principal chief of  
the Cherokee nation,

Andrew Branton  
Witness my hand & seal to be true & correct  
this 7th day of Sept 1896  
M. W. Lafayette  
Chief of State of our nation



No 4846 891

Andrew Burton

Cherokee Nation

FILED SEPT. 9 1896.  
A. S. MCKENNON  
CON. R.

Rejected

Cherokee

27

27

*Chas. J. ...*

*Wm. ...*

FILED SEPT. 9 1896. ☆

A. S. MCKENNON

COM 'R'

*Wm. ...*

*Andrew ...*

No 4846 851

Cherokee nation  
Cherokee Post office  
September, the 7, 1896

To the honorable Dawes Commission, your  
petitioner Miss Maria Braxton respectfully and  
earnestly represents that her age is 26  
years old and that she is the wife of Andrew  
Braxton and a resident of Texas and that she  
is a daughter of Sarah Terry and Sarah Terry  
is a daughter of Jesse Barnett Jesse Barnett  
is a Cherokee Indian by blood if the  
evidence in the case is found correct, and Jesse  
Barnett name should appear on the Cherokee  
Sound's roll of 1835 your petitioner ask that  
if the proof is found correct that she be granted  
all the rites and privileges of other Cherokee  
citizens, the following is my child name and  
age bound to me in lawful wed lock,  
Sula Braxton 11 months old, female The evidence  
in my case will be found in Mary Braxton  
evidence Mary Braxton is my one sister  
and she has a full chain of evidence in  
my case which is in your possession.

Andrew Braxton  
Subscribed to sworn to before me  
This 7 day of Sept 1896  
Moses Lafayette  
Census taker of land  
for the U.S.

**End**



882

State of Illinois }  
Hamilton County }

I James R. Sneed do  
solemnly swear that on the 7<sup>th</sup> day of September  
1896 I saw a package registered at  
the Post office at McLeansboro Hamilton  
County Illinois addressed to the Chief  
of the Cherokee Nation of Indians Velleguah  
Ind. Ven. That registry receipt No. 78  
received from the Post Master hereto  
attached is a receipt for said  
package which contained true  
copies of the application of  
Christopher C. Hays and of the affidavit  
of Eliza L. Johnson in support of same  
Dated at McLeansboro Ill. the September 7<sup>th</sup> 1896.  
James R. Sneed

Subscribed and sworn to before me  
this 7<sup>th</sup> day of September A.D. 1896  
R. R. Barnett  
Notary Public

State of Illinois  
Hamilton County 300

On this 1<sup>st</sup> day of September A.D. 1896  
personally appeared before me R. R. Barnett a  
Notary Public in and for the County and  
State aforesaid Christopher C. Hays. who  
being by me duly sworn according to law  
on his oath says. That his age is 35 years.  
That his Post Office address is W. Deane and  
his residence is Hamilton County Illinois  
That he makes the following statement in  
order to secure citizenship within the  
Indian Territory in the United States and  
in order to secure to himself and his  
immediate family a right to citizenship  
in said Indian Territory and affiant further  
states that the names and ages of all  
his children are as follows to wit:

Gertrude Hays. aged 10 years

Maggie Hays aged 8 years

Lizzie Hays. aged 6 years.

John C. Hays aged 4 years.

Daniel C. Hays. aged 1 year

That he affiant is a son of Anna Hays who  
was intermarried with one John Hays under  
her maiden name of Anna Townsend and  
further states that his mother was the  
daughter of Sophia Townsend who  
intermarried with one John Townsend under  
her maiden name of Sophia Hogg. That said  
Sophia Hogg was the direct daughter and  
child of Samuel Hogg and that said



Samuel Hogg was affiant's great grand  
father and was a full blooded Cherokee  
Indian and known as a member of the  
Indian Hogg family of the Cherokee tribe  
of Indians. That by virtue of his  
relationship to and with the said Samuel  
Hogg he claims that he is entitled to and has  
a right to citizenship in the Indian Territory  
and hereby asks and petitions that the  
Honorable Board of Commissioners of the  
Indian Department of the United States  
take up and pass upon and grant this  
petition and claim of affiant and his  
immediate family above named as to their  
right to become a citizen and citizens  
as provided by law of the Cherokee tribe of  
Indians in said Territory

That he intermarried with one Alice Hatcher

Dated at Muskogee, Sept. 7<sup>th</sup> 1896

Christopher C. Hogg

Subscribed and sworn to before me this  
7<sup>th</sup> day of September A.D. 1896

R. R. Barnett

Notary Public



71° 35' 91  
 Christopher C. Hay  
 vs  
 Lechrosee no

has lived in this country for many all his  
 life and knows the said Hay and  
 knows that he and his wife were married and  
 it was their death and knows the  
 above facts from his own presence  
 and knows that he has no other children  
 and knows that  
 E. W. Johnson  
 E. W. Johnson  
 E. W. Johnson

And on this day of September 1896

R. R. Bennett  
 Notary Public

M. Leachman  
 J. L.

State of Illinois }  
Hamilton County } 00

On this 5<sup>th</sup> day of September A.D., 1896 personally appeared before me R.R. Barnette a Notary Public in and for the County and State aforesaid Eliza Johnson who being by me duly sworn according to law on his oath makes the following statement relative to the claim and petition of Christopher C. Hays for Citizenship in the Indian Territory to wit: That his age is 77 years. That his Post Office address is Olga and his residence is Hamilton County Illinois. That he was personally and intimately acquainted with Samuel Hogg and lived a near neighbor to him in this County about 6 or 7 years some time beginning about the year 1835 and affiant knows that the said Samuel Hogg claimed to be a full blooded Cherokee Indian and affiant knows that he had the appearance of a full blooded Indian. Affiant further says that he was well and intimately acquainted with John Hays the father of claimant and was well acquainted with John Hays' wife and family. He further says that claimant is their child and that Anna Hays wife of the said John Hays and Mother of claimant married under the maiden name of Anna Townsend and that she was the

Daughter of Sophia Townsend who intermarried  
 with one John Townsend under her maiden  
 name of Sophia Hogg and that the said  
 Sophia Hogg was the direct daughter and  
 child of Samuel Hogg; that the said Samuel  
 Hogg was the great grand father of the  
 said Christopher C. Hays the claimant and  
 was known as a full blooded Cherokee  
 Indian and was recognized as a member  
 of the Hogg family of the Cherokee tribe of  
 Indians. That said claimant intermarried  
 with one Alice Hutchinson. That affiant  
 has lived in this Humbug County all his  
 life and knew the said John Hays and  
 Anna Hays before they were married and  
 up until their death and knows the  
 above facts from his own personal  
 knowledge that he has no interest in this matter

Witness my hand and seal  
 L. Johnson  
 J. W. Hays

Eliza S. Hays Johnson

Subscribed and sworn to before me on  
 this 5<sup>th</sup> day of September A.D. 1896  
 R. R. Barnett  
 Notary Public

710-3591  
 Hays  
 Christopher C. Hays

no  
 Acknowledged

M. L. Hays  
 J. W. Hays



**End**



883

# 3597

Elizabeth Harulson

vs

Cherokee Nation

Barnett & Barnett  
Attys

W. Leansboro  
Ill.

State of Illinois  
Hamilton County

On the 5<sup>th</sup> day of September  
A.D. 1896. personally appeared before me R.R.  
Barnett a Notary Public in and for the County  
and State of said Elizabeth Hanelson who  
being by me duly sworn according to law  
makes the following statement to wit: That  
her age is 39 years. That her residence is  
in McLeansboro Township and her Post Office  
address is McLeansboro Hamilton County  
Illinois. That she makes the following  
Statement in order to secure citizenship  
within the Indian Territory in the United  
States and in order to secure to herself  
and her immediate family a right to  
Citizenship in said Indian Territory and  
affiant further states that the names and  
ages of all her children are as follows  
to wit.

John Hanelson aged 22 years.

Ezekiel Hanelson aged 21 years

Eva Hanelson aged 19 years

Lora Hanelson aged 17 years.

Ethel Hanelson aged 15 years

Nathaniel Hanelson aged 12 years

Enos Hanelson aged 9 years.

Frank Hanelson aged 2 weeks.

That she affiant is a daughter of Anna  
Hays who intermarried with one John Hays  
under the maiden name of Anna Townsend  
and she further states her mother was the



daughter of Sophia Townsend who who  
intermarried with one John Townsend under the  
maiden name of Sophia Hogg. That said Sophia Hogg  
was the direct daughter and child of Samuel  
Hogg. That said Samuel Hogg was affiant's  
great grand father and was a full blooded  
Cherokee Indian and known as a member of  
the Indian Hogg family of the Cherokee Tribe  
of Indians that by virtue of her relationship  
to and with the said Samuel Hogg she  
claims that she is entitled to and has a  
right to citizenship in the Indian Territory  
and hereby asks and petitions that the  
Honorable Board of Commissioners for  
the Indian Department of the United States  
take up and pass upon and grant this  
petition and claim of affiant and her  
immediate family as above named  
as to their right to become a citizen to and  
in the Indian Territory and as Citizens of the  
Cherokee Indians as provided by law

Dated at Muskogee Ill September 5<sup>th</sup> 1896  
She further says that she intermarried with  
one James Townsend  
Elizabeth H. H. H. H.

Subscribed and sworn to before me  
this 5<sup>th</sup> day of September A.D. 1896.

R. R. Barnett  
Notary Public



St. Louis  
St. Louis County

On this 5<sup>th</sup> day of September

AD 1896 personally appeared before me R D  
Barnett a Notary Public in and for said  
County and State Elza S. Johnson who  
being by me duly sworn according to law  
on his oath makes the following statement  
relative to the claim and petition of Elizabeth  
Harrelson for citizenship in the Indian  
Territory to wit: That his age is 47 years  
That his Post Office address is Elza and  
his residence is Hamilton County Illinois  
That he was personally and intimately ac-  
quainted with Samuel Hogg and lived a near  
neighbor to him in this County about 6 or 7 years  
some time beginning about the year 1835 and  
affiant knows that the said Samuel Hogg  
claimed to be a full blooded Cherokee Indian  
and affiant knows that he had the appearance  
of a full blooded Indian affiant further says  
that he was well and intimately acquainted  
with John Hays the father of Clement and  
was well acquainted with John Hays wife and  
family; he further says that Clement is their  
child and that Anna Hays wife of the said  
John Hays and mother of Clement married  
under the maiden name of Anna Town-  
send and that she was the daughter of  
Sophia Townsend who intermarried with  
Sue John Townsend under the maiden  
name of Sophia Hogg and that I saw

Sophia Hogg was the direct daughter and  
child of Samuel Hogg. That said Samuel  
Hogg was the great grand father of the  
said ~~Elizabeth Hogg~~ the claimant and was  
known as a full blooded Cherokee Indian  
and was recognized as a member of the  
Hogg family of the Cherokee Indian tribe  
of Indians. That said claimant intermarried  
with one James Harrison. That affiant  
was lived in this Hamilton County all his  
life and knew the said John Hays and  
Anna Hays before they were married until  
their death and knows the above facts from  
his own personal knowledge. That he has no  
interest in this matter.

Tested at Ocho Oke Sept 5 1896  
James Harrison

L. Johnson  
do R Moore

Sworn to and subscribed before me  
this 5<sup>th</sup> day of September A.D. 1896.

R. R. Barnett  
Notary Public

State of Illinois }  
Hamilton County } 10

I James R. Sneed do solemnly swear that on the 7<sup>th</sup> day of September 1896 I saw a package registered at the Post office at McLeansboro Hamilton County Illinois addressed to the Chief of the Cherokee Nation of Indians Tellequah Ind. Territory. That registry receipt No. 77 received from the Post Master hereto attached is a receipt for said package which contained true copies of the application of Elizabeth Hamelton and of the affidavit of Eliza S. Johnson in support of same

Dated at McLeansboro Ill September 7<sup>th</sup> 1896

James R. Sneed

Subscribed and sworn to before me this 7<sup>th</sup> day of September A.D. 1896.

R. R. Bamett  
Notary Public



Nation's No. 4656  
Commission's No. 883  
In re Application of

*Elizabeth Harrelson et al.*

Demurrer and Answer.

FILED OCT 21.  
U.S. DISTRICT COURT  
SOUTHERD DISTRICT OF NEW YORK



Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of  
*Elizabeth Harrison*  
*et al.*

Nation's No. ....

Commission's No. ....

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the  
said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy,  
and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant *are*  
entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said appli-  
cation, says that *Samuel Hogg*

through whom the petitioner *claim* to derive *their* right  
to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since  
the removal of said Nation, west to the Indian Territory as at present located and defined; that his name  
does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now  
reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *Hutchings Harlings & Boudinot*, Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the  
matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the

*2* day of *Oct.* 1896.

*D. L. Ball*

NOTARY PUBLIC.

**End**

884

No 3266 884

Claim of

James M. Branch

Benjamin L. Branch

and Kasil M. Branch

to Cherokee Indian

Citizenship

Affidavit of

David Branch

Filed 9 Sept. 1896

H. M. J. J. J. J.

OK

Rejected

Columbus

Kan.



In the Matter of Claim of James M. Crano  
Benjamin C. Crano and Vincil M. Crano  
to Cherokee Indian Citizenship

Affidavit of David Crano

State of Missouri

Gentry County Dec.

On this the 3<sup>d</sup> Day of April A.D. 1889  
personally appeared before me the under  
signed Clerk of the Circuit Court in and  
for said County David Crano of Gentry  
County and State of Missouri to me well  
known and who I certify to be credible  
and respectable who being by me first duly  
sworn according to said Oath and Faith  
that he is a Person of Cherokee Indian descent  
and was Born in Wayne County and State  
of Indiana that his age is 68 years and  
his Post-Office Address is Albany, Gentry  
County State of Missouri that he is well  
acquainted with James M. Crano Benja-  
min C. Crano and Vincil M. Crano the  
claimants named in the above entitled  
claim to Cherokee Indian Citizenship  
and have been from the date of their  
Birth and knows that the said James  
M. Crano Benjamin C. Crano and  
Vincil M. Crano are Persons of Cherokee  
Indian descent that the said James M.  
Crano Benjamin C. Crano and Vincil

M Branor are children of one Harvey  
M Branor a Person of Cherokee Indian  
descent who was Born in Wayne County  
and State of Indiana on the 22 Day of  
September A.D. 1836 and Died in Gentry  
County and State of Missouri on the 3<sup>rd</sup> Day  
of September A.D. 1888 that he was well  
acquainted with the said Harvey M  
Branor in his life time from the date of  
his Birth until the date of the death of  
the said Harvey M Branor as aforesaid  
that the said Harvey M Branor was a  
Son of one Manlove Branor a Person of  
Cherokee Indian descent who was Born  
in Wayne County and State of Indiana on  
the 28<sup>th</sup> Day of April A.D. 1815 and Died in  
Gentry County and State of Missouri on the  
24<sup>th</sup> Day of September A.D. 1883 that the said  
he was well acquainted with the said  
Manlove Branor in his life time from his  
Affiant's early recollection until the  
date of the death of the said  
Manlove Branor as aforesaid that the said  
Manlove Branor was a Son of one Elizabeth  
J Branor whose maiden name was Elizabeth  
J Little a (1/2) Quarter Blood Cherokee Indian  
Woman who was Born on the Cherokee Indian  
Reservation East of the Mississippi River

and Deed in Gentry County and State  
of Missouri in the year A.D. 1851<sup>or 52</sup> that he  
was well acquainted with the said  
Elizabeth J. Cranor in her life time that  
the said Elizabeth J. Cranor was his  
Affiant's Mother

David Cranor

Sworn to and Subscribed before me this  
day by the above named Affiant and I  
hereby Certify that I carefully read and  
explained the contents of the above Affidavit  
to Affiant before he executed the same and  
examined him as to his knowledge of the  
facts stated therein and am satisfied that  
he fully understood the same and that he  
is entitled to full truth and Credit

In Testimony whereof I have  
hereunto Subscribed my name  
and affixed the Seal of said Court  
this 3<sup>d</sup> Day of April A.D. 1889  
Jno. Williams Clerk  
By W. Williams Deputy



No. ....

PETITION OF

*James M. Brown*

for and on behalf of

*himself*

and heirs.

*Daniel La Fave*

Attorney for Petitioner.



# APPLICATION FOR ENROLLMENT.

To the Honorable Henry L. Dawes, Frank C. Armstrong, Archibald S. McKennon, Thomas B. Cabaniss, and Alexander B. Montgomery, United States Commissioners, authorized by an act of Congress of June 4, 1896, to hear and determine Claims for Citizenship in the Cherokee Nation.

GENTLEMEN: The undersigned your petitioner, James M. Loranon for and on behalf of Himself and heirs and heirs, this day makes this their application to you for the purpose of being placed on the revised roll of Cherokee Indians and of those entitled to share in the distribution of funds and allotments of land in the Cherokee Nation, by virtue of their Cherokee blood, and I herewith submit the

in support of said claim, and respectfully await the time when my application shall be heard and tried

Respectfully submitted,

James M. Loranon

Enrollment of family with relationship attached as follows:

NAME	AGE	RELATIONSHIP
<u>James M. Loranon</u>	<u>39</u>	
<u>Pearl E. Loranon</u>	<u>13</u>	<u>Daughter</u>
<u>Opal R. Loranon</u>	<u>7</u>	<u>Daughter</u>
<u>Benj. L. Loranon</u>	<u>25</u>	<u>Brother</u>
<u>Vincent M. Loranon</u>	<u>23</u>	<u>Brother</u>

In witness of which I hereunto set my hand on this 2 day of Sept 1896.  
my term expires Nov. 25, 1896  
H. J. Lacey Notary Public  
Subscribed and sworn to before me  
this Day of September A.D. 1896

No. ....

PETITION OF

*James M. Brann*  
for and on behalf of

*himself*  
and heirs.

*Daniel C. Finn*  
Attorney for Petitioner

# APPLICATION FOR ENROLLMENT.

*To the Honorable HENRY L. DAWES, FRANK C. ARMSTRONG, ARCHIBALD S. McKENNON, THOMAS B. CABANISS and ALEXANDER B. MONTGOMRY, United States Commissioners, authorized by an act of Congress of June 4, 1896, to hear and determine Claims for Citizenship in the Cherokee Nation:*

GENTLEMEN: The undersigned, your petitioner, James M. Cranon  
for and on behalf of himself and family  
and heirs, this day makes this their application to you for the purpose of being placed on the re-  
vised roll of Cherokee Indians and of those entitled to share in the distribution of funds and al-  
lotments of land in the Cherokee Nation, by virtue of their Cherokee blood, and I herewith sub-

in support of said claim, and respectfully await the time when..... application shall be heard and tried. Respectfully submitted, 2

**Enrollment of family, with relationship attached, as follows:**

NAME	AGE	RELATIONSHIP
James M. Loranor	39	
Pearl E. Loranor	13	Daughter
Opal A. Loranor	7	Daughter
Benjamin L. Loranor	25	Brother
Vivian M. Loranor	22	"

In witness of which I hereunto set my hand on this 12<sup>th</sup> day of August 1896.

James M. Brown

RECEIPT

Received of *Blum jacket J.F.*  
the sum of *37* Dollars *Sept 5 1896*  
for *CCF*  
*Columbus Road*  
to *Har J.H. Mayes*  
*Tale 2nd J.F.*  
*H.W. Hawley P.M.*



United States of America  
Indian Territory } 38  
Northern District

I Mrs E P Howard hereby declare  
that on the 5<sup>th</sup> day of September  
1891 I saw a message registered  
at the Post Office at Muskogee I.D.  
addressed to Hon E H Hayes Solicitor  
I.D. that Registry receipt & received  
from the Postmaster being attached  
to a receipt for said package which  
contained true copies of the Application  
of James M L ramos & the Affidavits  
of Edward L ramos Eleanor L ramos  
Mrs L Snider & Rott White in  
support of James E P Howard.

Done at Muskogee I.D. before me  
the 5<sup>th</sup> day of September 1891

J E Williams  
Notary Public

My Commission expires Feb 1<sup>st</sup> 1892

In the matter of Claim of James M. Cranor  
Benjamin L. Cranor and Vincel M. Cranor  
To Cherokee Indian Citizenship

Applicant of Ellipton,  
State of Missouri

County of Gentry

On the 15th day of March  
1892 personally appeared before me the  
undersigned Circuit Court

in and for the County of Ellipton, Missouri  
Gentry County, and State of Missouri

well known to me and I certify to the existence  
and receipt of who being by me first duly

according to a deposition and oath  
that her age is years and her present

address is Tanbary Gentry County  
of Missouri That she is well acquainted

with James M. Cranor Benjamin L. Cranor  
and Vincel M. Cranor the Claimants named

in the above entitled Claim to Cherokee  
Indian Citizenship and have been

the date of their birth and believes that  
the said James M. Cranor Benjamin L. Cr-

anor and Vincel M. Cranor is person of  
Cherokee Indian descent that the said

James M. Cranor Benjamin L. Cranor and  
Vincel M. Cranor are the children of

one Henry M. Cranor a person of Cher-  
okee Indian descent who was born

in Wayne County and State of Indiana  
and died in Gentry County and State of

Missouri on the 3rd day of September-

A.D. 1888. That she was well acquainted  
with the said Henry M. Little during his  
life time from the date of his Birth  
the date of his death as aforesaid.  
That the said Henry M. Little was a son  
of one Manford Cranor, a person of Cherokee  
descent born in Wayne  
County and State of Tennessee and  
in DeWitt County and State of Missouri  
on the 24th day of September A.D. 1817. That  
she was well acquainted with the said Manford  
Cranor from A.D. 1823 until the date  
of his death as aforesaid. That the said  
Manford Cranor was a son of one Elizabeth  
J. Cranor who claimed in her life time  
that she was a person of Cherokee descent  
and was born on the Cherokee Indian  
Reservation East of the Mississippi River  
and that the said Elizabeth J. Cranor  
died in DeWitt County and State of  
Missouri in the year A.D. 1852. That she  
was well acquainted with the said Elizabeth  
J. Cranor in her life time from the year  
A.D. 1833 until the date of the death of the said  
Elizabeth J. Cranor as aforesaid.  
The said witness further says that she heard  
Elizabeth J. Cranor claim herself to be a  
full sister to John Little Robert Little and  
Hugh Little and acknowledged them to  
be her full brothers. and that in the  
year A.D. 1842 she became acquainted with  
John Little who emigrated from the



Cherokee Indian reservation in the State  
of North Carolina to Wayne County and State  
of Indiana in the year A D 1842, were -  
She in John Little and Elizabeth Craun  
recognized each other as full brother-  
and sister.

Affiant further says that she is  
acquainted with Pearl E. Craun age 8 years  
and Eliza Craun age 3 years both  
of the said James M. Craun and having  
the date of their Births. That these  
Pearl E. Craun and Eliza Craun is the  
lawful children of the said James M.  
Craun as aforesaid.

+ Eleanor Craun

Subscribed and sworn to before me  
this day by the above named Affiant  
and I Certify that I Carefully read and  
explained the Contents of the foregoing Affi-  
davit to Affiant before she executed the  
same and examined her as to her knowledge  
of the facts stated therein and am satisfied  
that she fully understood the same and  
that she is entitled to full truth and Credit.

On testimony whereof I have hereunto  
subscribed my name and affixed the Seal  
of said Court this 5th day of March A D 1842

Geo S Williams Clerk



10-334  
Nation's No. 7377-  
Commission's No.

In re Application of

J.M. Cravon  
Et al.

Demurrer and Answer.

FILED SEP 28 1932  
A. S. KENNEDY  
CLERK

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of  
*J. M. Crockett et al*  
for citizenship in the Cherokee Nation.

Nation's No. *2377*  
Commission's No. ....

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant *is* entitled to citizenship.

Respondent not waiving his *affirmed* demurrer, but insisting upon the same for answer to said application, says that.

*Mortimer Crockett* through whom the petitioner *claim* to derive *his* right to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

By *Hastings, Hutchings & Bennett* S. H. MAYES, Principal Chief Cherokee Nation. Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the *22* day of *Sept*, 1896.

*W. J. Ball*

NOTARY PUBLIC.

In the Matter of Claim of Person All  
Known to Cherokee Indian Citizenship  
of William L Snider

And in testimony  
First alive

On the 5th day of April 1894  
I appeared before me the undersigned  
Notary Public William L Snider of the Indian Territory  
to the said person and who I certify to be a native  
and resident of the said Territory by me duly sworn  
and declared to be a native and resident of the

same in Harrison County and State of North  
Carolina that he was 50 years and he had  
then and then is Blue Jacket, Indian Territory  
that prior to the year A.D. 1854 he was acquainted  
with one Hugh Little a person of Cherokee Indian  
descent who resided in Randolph County and  
State of North Carolina and knows that the same  
Hugh Little was claimed to be a Cherokee  
Indian by the community in which he resided  
there was of number of persons residing in the  
same community who claimed to be native  
born Cherokee Indians

Witness

William L Snider

D to him

W. W. Hailer

Subscribed and Sworn to this 5th day of April

1894

A. D. Maloney  
Notary Public  
Term expires 1st of 96

To the Honorable Henry L. Dawes and Others Composing the Commission to the Five Civilized Tribes:

Your petitioner James M. Cranon  
would state and show from the proof submitted to the Commission that he is a Cherokee by descent and by blood, having been born in Deuby County, State of Missouri on 7th day of February 1857. My father's name was Harvey M. Cranon. My mother's name was Mary E. Cranon. That I now reside in Albany Deuby County Missouri and have resided there for 39 years. And he avers these facts can be established by proof

to the satisfaction of the Commission under such rules and regulations as it may prescribe. And he further avers that these facts being proved he is entitled to be adjudged under the laws of such Nation and the laws of the Congress of the United States, and the treaties of such Nation with the United States, a citizen of such Nation, with all the rights, privileges and protection of citizenship of such Nation. Wherefore he herewith respectfully submit to the consideration of the Honorable Commission such proof, and on the hearing he be adjudged entitled to such citizenship and his name be placed upon the proper roll as a citizen of such Nation.

Signature

James M. Cranon

State of Missouri  
County of Deuby } ss

Now on this 12th day of August 1896, personally appeared before me J. M. [Signature]  
a Notary Public for said county and state James M. Cranon, who being duly sworn upon his oath states that

the facts set forth in the foregoing petition are correct and true. Subscribed and sworn to before me this 12th Day of August 1896

My Commission Expires May 9th 1899 J. M. [Signature]  
Notary Public.



In the matter of the claim of James M. Cranor, Benjamin Cranor and  
Vuncil M. Cranor to ~~xxxx~~ Cherokee Indian Citizenship.  
Affidavit of Robert White.

State of Kansas, )  
                              ) Ss.  
Cherokee County, )

On the 19 day of November A.D. 1891 personally appear  
ed before me the undersigned Notary Public in and for said County and  
State Robert White of ~~Cherokee~~ Linn County and State of Kansas, to me  
well known and who I certify to be credible and respectable who being  
by me first duly sworn according to law deposeth and saith, That he  
is a member of the Cherokee tribe of Indians and was born on the  
Cherokee Indian reservation East of the Mississippi, <sup>that</sup> his age is  
Seventy years and his post office address is La Cygne Linn County,  
State of Kansas, ~~that~~ prior to the year A.D. 1840 he was well acquainted  
with one Robert ~~Little~~ a Cherokee Indian whose name he believes appears  
on the Census Rolls of the Cherokee Nation A.D. 1835 who resided on the  
Cherokee Indian reservation East of the Mississippi river and that he  
affiant knows that said Robert Little was claimed and acknowledged  
by the Cherokee tribe of Indians East of the Mississippi river prior to  
the year A.D. 1835 to be a native born Cherokee Indian and a member of  
the Cherokee tribe of Indians, that he also saw at different times one  
Hugh Little, a brother of the said Robert Little as aforesaid who was  
also claimed and acknowledged to be a native born Cherokee Indian.  
That prior to the year A.D. 1840 he was well acquainted with one John  
Little a Cherokee Indian whose name he believes appears on the Census  
Rolls of the Cherokee tribe of Indians of A.D. 1835, a brother of the  
said Robert Little and the said Hugh Little as aforesaid, that said  
John Little resided on the Cherokee Indian reservation East of the  
Mississippi river and was claimed and acknowledged by said tribe to be  
a native born Cherokee Indian; That he has heard the said Robert  
Little claim in his life time that he had a sister living in Wayne  
County, State of Indiana, and called her name Elizabeth Cranor.

Witness to Mark R. Little Robert White  
Subscribed and sworn to before me this 19 day of November A.D. 1891.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed  
my official seal this 19 day of November A.D. 1891.

James H. Smith  
Notary Public

**End**



REGISTRY RECEIPT.

Post Office at

*Blenheim - I. I.*

Registered Letter

No.

*31*

Rec'd

*Sept - 5 - 1896*

of

*D. C. Finner*

addressed to

*Columbus Adams  
Hon. S. H. McAlister  
Tallahassee, I. I.  
M. H. Hayley P.M.*



United States of America  
Indian Territory SS  
Northern Division

I S M Stubbs do hereby certify  
that on the 5th day of Sept. 1896  
I saw a package registered at the  
Post Office at Blueford, Kansas  
to Hon S H Hayes. I also saw that  
registry receipt no 3 received from  
Postmaster hereto attached is a receipt  
for said package which contained the  
true copies of the Application of William  
L Broadwell and of the letters to  
Mary Meredith, Elizabeth Mull and  
Andrew Meredith in support of same.

Subscribed and sworn to before me  
this 5th day of Sept. 1896.

Notary Public  
My Commission expires  
Dec. 31st 1896

11  
Breed  
Indian

Calicut  
India  
Pleasant Hill

[illegible]

The said <sup>11</sup> ~~12~~ <sup>13</sup> ~~14~~ <sup>15</sup> ~~16~~ <sup>17</sup> ~~18~~ <sup>19</sup> ~~20~~ <sup>21</sup> ~~22~~ <sup>23</sup> ~~24~~ <sup>25</sup> ~~26~~ <sup>27</sup> ~~28~~ <sup>29</sup> ~~30~~ <sup>31</sup> ~~32~~ <sup>33</sup> ~~34~~ <sup>35</sup> ~~36~~ <sup>37</sup> ~~38~~ <sup>39</sup> ~~40~~ <sup>41</sup> ~~42~~ <sup>43</sup> ~~44~~ <sup>45</sup> ~~46~~ <sup>47</sup> ~~48~~ <sup>49</sup> ~~50~~ <sup>51</sup> ~~52~~ <sup>53</sup> ~~54~~ <sup>55</sup> ~~56~~ <sup>57</sup> ~~58~~ <sup>59</sup> ~~60~~ <sup>61</sup> ~~62~~ <sup>63</sup> ~~64~~ <sup>65</sup> ~~66~~ <sup>67</sup> ~~68~~ <sup>69</sup> ~~70~~ <sup>71</sup> ~~72~~ <sup>73</sup> ~~74~~ <sup>75</sup> ~~76~~ <sup>77</sup> ~~78~~ <sup>79</sup> ~~80~~ <sup>81</sup> ~~82~~ <sup>83</sup> ~~84~~ <sup>85</sup> ~~86~~ <sup>87</sup> ~~88~~ <sup>89</sup> ~~90~~ <sup>91</sup> ~~92~~ <sup>93</sup> ~~94~~ <sup>95</sup> ~~96~~ <sup>97</sup> ~~98~~ <sup>99</sup> ~~100~~ <sup>101</sup> ~~102~~ <sup>103</sup> ~~104~~ <sup>105</sup> ~~106~~ <sup>107</sup> ~~108~~ <sup>109</sup> ~~110~~ <sup>111</sup> ~~112~~ <sup>113</sup> ~~114~~ <sup>115</sup> ~~116~~ <sup>117</sup> ~~118~~ <sup>119</sup> ~~120~~ <sup>121</sup> ~~122~~ <sup>123</sup> ~~124~~ <sup>125</sup> ~~126~~ <sup>127</sup> ~~128~~ <sup>129</sup> ~~130~~ <sup>131</sup> ~~132~~ <sup>133</sup> ~~134~~ <sup>135</sup> ~~136~~ <sup>137</sup> ~~138~~ <sup>139</sup> ~~140~~ <sup>141</sup> ~~142~~ <sup>143</sup> ~~144~~ <sup>145</sup> ~~146~~ <sup>147</sup> ~~148~~ <sup>149</sup> ~~150~~ <sup>151</sup> ~~152~~ <sup>153</sup> ~~154~~ <sup>155</sup> ~~156~~ <sup>157</sup> ~~158~~ <sup>159</sup> ~~160~~ <sup>161</sup> ~~162~~ <sup>163</sup> ~~164~~ <sup>165</sup> ~~166~~ <sup>167</sup> ~~168~~ <sup>169</sup> ~~170~~ <sup>171</sup> ~~172~~ <sup>173</sup> ~~174~~ <sup>175</sup> ~~176~~ <sup>177</sup> ~~178~~ <sup>179</sup> ~~180~~ <sup>181</sup> ~~182~~ <sup>183</sup> ~~184~~ <sup>185</sup> ~~186~~ <sup>187</sup> ~~188~~ <sup>189</sup> ~~190~~ <sup>191</sup> ~~192~~ <sup>193</sup> ~~194~~ <sup>195</sup> ~~196~~ <sup>197</sup> ~~198~~ <sup>199</sup> ~~200~~ <sup>201</sup> ~~202~~ <sup>203</sup> ~~204~~ <sup>205</sup> ~~206~~ <sup>207</sup> ~~208~~ <sup>209</sup> ~~210~~ <sup>211</sup> ~~212~~ <sup>213</sup> ~~214~~ <sup>215</sup> ~~216~~ <sup>217</sup> ~~218~~ <sup>219</sup> ~~220~~ <sup>221</sup> ~~222~~ <sup>223</sup> ~~224~~ <sup>225</sup> ~~226~~ <sup>227</sup> ~~228~~ <sup>229</sup> ~~230~~ <sup>231</sup> ~~232~~ <sup>233</sup> ~~234~~ <sup>235</sup> ~~236~~ <sup>237</sup> ~~238~~ <sup>239</sup> ~~240~~ <sup>241</sup> ~~242~~ <sup>243</sup> ~~244~~ <sup>245</sup> ~~246~~ <sup>247</sup> ~~248~~ <sup>249</sup> ~~250~~ <sup>251</sup> ~~252~~ <sup>253</sup> ~~254~~ <sup>255</sup> ~~256~~ <sup>257</sup> ~~258~~ <sup>259</sup> ~~260~~ <sup>261</sup> ~~262~~ <sup>263</sup> ~~264~~ <sup>265</sup> ~~266~~ <sup>267</sup> ~~268~~ <sup>269</sup> ~~270~~ <sup>271</sup> ~~272~~ <sup>273</sup> ~~274~~ <sup>275</sup> ~~276~~ <sup>277</sup> ~~278~~ <sup>279</sup> ~~280~~ <sup>281</sup> ~~282~~ <sup>283</sup> ~~284~~ <sup>285</sup> ~~286~~ <sup>287</sup> ~~288~~ <sup>289</sup> ~~290~~ <sup>291</sup> ~~292~~ <sup>293</sup> ~~294~~ <sup>295</sup> ~~296~~ <sup>297</sup> ~~298~~ <sup>299</sup> ~~300~~ <sup>301</sup> ~~302~~ <sup>303</sup> ~~304~~ <sup>305</sup> ~~306~~ <sup>307</sup> ~~308~~ <sup>309</sup> ~~310~~ <sup>311</sup> ~~312~~ <sup>313</sup> ~~314~~ <sup>315</sup> ~~316~~ <sup>317</sup> ~~318~~ <sup>319</sup> ~~320~~ <sup>321</sup> ~~322~~ <sup>323</sup> ~~324~~ <sup>325</sup> ~~326~~ <sup>327</sup> ~~328~~ <sup>329</sup> ~~330~~ <sup>331</sup> ~~332~~ <sup>333</sup> ~~334~~ <sup>335</sup> ~~336~~ <sup>337</sup> ~~338~~ <sup>339</sup> ~~340~~ <sup>341</sup> ~~342~~ <sup>343</sup> ~~344~~ <sup>345</sup> ~~346~~ <sup>347</sup> ~~348~~ <sup>349</sup> ~~350~~ <sup>351</sup> ~~352~~ <sup>353</sup> ~~354~~ <sup>355</sup> ~~356~~ <sup>357</sup> ~~358~~ <sup>359</sup> ~~360~~ <sup>361</sup> ~~362~~ <sup>363</sup> ~~364~~ <sup>365</sup> ~~366~~ <sup>367</sup> ~~368~~ <sup>369</sup> ~~370~~ <sup>371</sup> ~~372~~ <sup>373</sup> ~~374~~ <sup>375</sup> ~~376~~ <sup>377</sup> ~~378~~ <sup>379</sup> ~~380~~ <sup>381</sup> ~~382~~ <sup>383</sup> ~~384~~ <sup>385</sup> ~~386~~ <sup>387</sup> ~~388~~ <sup>389</sup> ~~390~~ <sup>391</sup> ~~392~~ <sup>393</sup> ~~394~~ <sup>395</sup> ~~396~~ <sup>397</sup> ~~398~~ <sup>399</sup> ~~400~~ <sup>401</sup> ~~402~~ <sup>403</sup> ~~404~~ <sup>405</sup> ~~406~~ <sup>407</sup> ~~408~~ <sup>409</sup> ~~410~~ <sup>411</sup> ~~412~~ <sup>413</sup> ~~414~~ <sup>415</sup> ~~416~~ <sup>417</sup> ~~418~~ <sup>419</sup> ~~420~~ <sup>421</sup> ~~422~~ <sup>423</sup> ~~424~~ <sup>425</sup> ~~426~~ <sup>427</sup> ~~428~~ <sup>429</sup> ~~430~~ <sup>431</sup> ~~432~~ <sup>433</sup> ~~434~~ <sup>435</sup> ~~436~~ <sup>437</sup> ~~438~~ <sup>439</sup> ~~440~~ <sup>441</sup> ~~442~~ <sup>443</sup> ~~444~~ <sup>445</sup> ~~446~~ <sup>447</sup> ~~448~~ <sup>449</sup> ~~450~~ <sup>451</sup> ~~452~~ <sup>453</sup> ~~454~~ <sup>455</sup> ~~456~~ <sup>457</sup> ~~458~~ <sup>459</sup> ~~460~~ <sup>461</sup> ~~462~~ <sup>463</sup> ~~464~~ <sup>465</sup> ~~466~~ <sup>467</sup> ~~468~~ <sup>469</sup> ~~470~~ <sup>471</sup> ~~472~~ <sup>473</sup> ~~474~~ <sup>475</sup> ~~476~~ <sup>477</sup> ~~478~~ <sup>479</sup> ~~480~~ <sup>481</sup> ~~482~~ <sup>483</sup> ~~484~~ <sup>485</sup> ~~486~~ <sup>487</sup> ~~488~~ <sup>489</sup> ~~490~~ <sup>491</sup> ~~492~~ <sup>493</sup> ~~494~~ <sup>495</sup> ~~496~~ <sup>497</sup> ~~498~~ <sup>499</sup> ~~500~~ <sup>501</sup> ~~502~~ <sup>503</sup> ~~504~~ <sup>505</sup> ~~506~~ <sup>507</sup> ~~508~~ <sup>509</sup> ~~510~~ <sup>511</sup> ~~512~~ <sup>513</sup> ~~514~~ <sup>515</sup> ~~516~~ <sup>517</sup> ~~518~~ <sup>519</sup> ~~520~~ <sup>521</sup> ~~522~~ <sup>523</sup> ~~524~~ <sup>525</sup> ~~526~~ <sup>527</sup> ~~528~~ <sup>529</sup> ~~530~~ <sup>531</sup> ~~532~~ <sup>533</sup> ~~534~~ <sup>535</sup> ~~536~~ <sup>537</sup> ~~538~~ <sup>539</sup> ~~540~~ <sup>541</sup> ~~542~~ <sup>543</sup> ~~544~~ <sup>545</sup> ~~546~~ <sup>547</sup> ~~548~~ <sup>549</sup> ~~550~~ <sup>551</sup> ~~552~~ <sup>553</sup> ~~554~~ <sup>555</sup> ~~556~~ <sup>557</sup> ~~558~~ <sup>559</sup> ~~560~~ <sup>561</sup> ~~562~~ <sup>563</sup> ~~564~~ <sup>565</sup> ~~566~~ <sup>567</sup> ~~568~~ <sup>569</sup> ~~570~~ <sup>571</sup> ~~572~~ <sup>573</sup> ~~574~~ <sup>575</sup> ~~576~~ <sup>577</sup> ~~578~~ <sup>579</sup> ~~580~~ <sup>581</sup> ~~582~~ <sup>583</sup> ~~584~~ <sup>585</sup> ~~586~~ <sup>587</sup> ~~588~~ <sup>589</sup> ~~590~~ <sup>591</sup> ~~592~~ <sup>593</sup> ~~594~~ <sup>595</sup> ~~596~~ <sup>597</sup> ~~598~~ <sup>599</sup> ~~600~~ <sup>601</sup> ~~602~~ <sup>603</sup> ~~604~~ <sup>605</sup> ~~606~~ <sup>607</sup> ~~608~~ <sup>609</sup> ~~610~~ <sup>611</sup> ~~612~~ <sup>613</sup> ~~614~~ <sup>615</sup> ~~616~~ <sup>617</sup> ~~618~~ <sup>619</sup> ~~620~~ <sup>621</sup> ~~622~~ <sup>623</sup> ~~624~~ <sup>625</sup> ~~626~~ <sup>627</sup> ~~628~~ <sup>629</sup> ~~630~~ <sup>631</sup> ~~632~~ <sup>633</sup> ~~634~~ <sup>635</sup> ~~636~~ <sup>637</sup> ~~638~~ <sup>639</sup> ~~640~~ <sup>641</sup> ~~642~~ <sup>643</sup> ~~644~~ <sup>645</sup> ~~646~~ <sup>647</sup> ~~648~~ <sup>649</sup> ~~650~~ <sup>651</sup> ~~652~~ <sup>653</sup> ~~654~~ <sup>655</sup> ~~656~~ <sup>657</sup> ~~658~~ <sup>659</sup> ~~660~~ <sup>661</sup> ~~662~~ <sup>663</sup> ~~664~~ <sup>665</sup> ~~666~~ <sup>667</sup> ~~668~~ <sup>669</sup> ~~670~~ <sup>671</sup> ~~672~~ <sup>673</sup> ~~674~~ <sup>675</sup> ~~676~~ <sup>677</sup> ~~678~~ <sup>679</sup> ~~680~~ <sup>681</sup> ~~682~~ <sup>683</sup> ~~684~~ <sup>685</sup> ~~686~~ <sup>687</sup> ~~688~~ <sup>689</sup> ~~690~~ <sup>691</sup> ~~692~~ <sup>693</sup> ~~694~~ <sup>695</sup> ~~696~~ <sup>697</sup> ~~698~~ <sup>699</sup> ~~700~~ <sup>701</sup> ~~702~~ <sup>703</sup> ~~704~~ <sup>705</sup> ~~706~~ <sup>707</sup> ~~708~~ <sup>709</sup> ~~710~~ <sup>711</sup> ~~712~~ <sup>713</sup> ~~714~~ <sup>715</sup> ~~716~~ <sup>717</sup> ~~718~~ <sup>719</sup> ~~720~~ <sup>721</sup> ~~722~~ <sup>723</sup> ~~724~~ <sup>725</sup> ~~726~~ <sup>727</sup> ~~728~~ <sup>729</sup> ~~730~~ <sup>731</sup> ~~732~~ <sup>733</sup> ~~734~~ <sup>735</sup> ~~736~~ <sup>737</sup> ~~738~~ <sup>739</sup> ~~740~~ <sup>741</sup> ~~742~~ <sup>743</sup> ~~744~~ <sup>745</sup> ~~746~~ <sup>747</sup> ~~748~~ <sup>749</sup> ~~750~~ <sup>751</sup> ~~752~~ <sup>753</sup> ~~754~~ <sup>755</sup> ~~756~~ <sup>757</sup> ~~758~~ <sup>759</sup> ~~760~~ <sup>761</sup> ~~762~~ <sup>763</sup> ~~764~~ <sup>765</sup> ~~766~~ <sup>767</sup> ~~768~~ <sup>769</sup> ~~770~~ <sup>771</sup> ~~772~~ <sup>773</sup> ~~774~~ <sup>775</sup> ~~776~~ <sup>777</sup> ~~778~~ <sup>779</sup> ~~780~~ <sup>781</sup> ~~782~~ <sup>783</sup> ~~784~~ <sup>785</sup> ~~786~~ <sup>787</sup> ~~788~~ <sup>789</sup> ~~790~~ <sup>791</sup> ~~792~~ <sup>793</sup> ~~794~~ <sup>795</sup> ~~796~~ <sup>797</sup> ~~798~~ <sup>799</sup> ~~800~~ <sup>801</sup> ~~802~~ <sup>803</sup> ~~804~~ <sup>805</sup> ~~806~~ <sup>807</sup> ~~808~~ <sup>809</sup> ~~810~~ <sup>811</sup> ~~812~~ <sup>813</sup> ~~814~~ <sup>815</sup> ~~816~~ <sup>817</sup> ~~818~~ <sup>819</sup> ~~820~~ <sup>821</sup> ~~822~~ <sup>823</sup> ~~824~~ <sup>825</sup> ~~826~~ <sup>827</sup> ~~828~~ <sup>829</sup> ~~830~~ <sup>831</sup> ~~832~~ <sup>833</sup> ~~834~~ <sup>835</sup> ~~836~~ <sup>837</sup> ~~838~~ <sup>839</sup> ~~840~~ <sup>841</sup> ~~842~~ <sup>843</sup> ~~844~~ <sup>845</sup> ~~846~~ <sup>847</sup> ~~848~~ <sup>849</sup> ~~850~~ <sup>851</sup> ~~852~~ <sup>853</sup> ~~854~~ <sup>855</sup> ~~856~~ <sup>857</sup> ~~858~~ <sup>859</sup> ~~860~~ <sup>861</sup> ~~862~~ <sup>863</sup> ~~864~~ <sup>865</sup> ~~866~~ <sup>867</sup> ~~868~~ <sup>869</sup> ~~870~~ <sup>871</sup> ~~872~~ <sup>873</sup> ~~874~~ <sup>875</sup> ~~876~~ <sup>877</sup> ~~878~~ <sup>879</sup> ~~880~~ <sup>881</sup> ~~882~~ <sup>883</sup> ~~884~~ <sup>885</sup> ~~886~~ <sup>887</sup> ~~888~~ <sup>889</sup> ~~890~~ <sup>891</sup> ~~892~~ <sup>893</sup> ~~894~~ <sup>895</sup> ~~896~~ <sup>897</sup> ~~898~~ <sup>899</sup> ~~900~~ <sup>901</sup> ~~902~~ <sup>903</sup> ~~904~~ <sup>905</sup> ~~906~~ <sup>907</sup> ~~908~~ <sup>909</sup> ~~910~~ <sup>911</sup> ~~912~~ <sup>913</sup> ~~914~~ <sup>915</sup> ~~916~~ <sup>917</sup> ~~918~~ <sup>919</sup> ~~920~~ <sup>921</sup> ~~922~~ <sup>923</sup> ~~924~~ <sup>925</sup> ~~926~~ <sup>927</sup> ~~928~~ <sup>929</sup> ~~930~~ <sup>931</sup> ~~932~~ <sup>933</sup> ~~934~~ <sup>935</sup> ~~936~~ <sup>937</sup> ~~938~~ <sup>939</sup> ~~940~~ <sup>941</sup> ~~942~~ <sup>943</sup> ~~944~~ <sup>945</sup> ~~946~~ <sup>947</sup> ~~948~~ <sup>949</sup> ~~950~~ <sup>951</sup> ~~952~~ <sup>953</sup> ~~954~~ <sup>955</sup> ~~956~~ <sup>957</sup> ~~958~~ <sup>959</sup> ~~960~~ <sup>961</sup> ~~962~~ <sup>963</sup> ~~964~~ <sup>965</sup> ~~966~~ <sup>967</sup> ~~968~~ <sup>969</sup> ~~970~~ <sup>971</sup> ~~972~~ <sup>973</sup> ~~974~~ <sup>975</sup> ~~976~~ <sup>977</sup> ~~978~~ <sup>979</sup> ~~980~~ <sup>981</sup> ~~982~~ <sup>983</sup> ~~984~~ <sup>985</sup> ~~986~~ <sup>987</sup> ~~988~~ <sup>989</sup> ~~990~~ <sup>991</sup> ~~992~~ <sup>993</sup> ~~994~~ <sup>995</sup> ~~996~~ <sup>997</sup> ~~998~~ <sup>999</sup> ~~1000~~ <sup>1001</sup> ~~1002~~ <sup>1003</sup> ~~1004~~ <sup>1005</sup> ~~1006~~ <sup>1007</sup> ~~1008~~ <sup>1009</sup> ~~1010~~ <sup>1011</sup> ~~1012~~ <sup>1013</sup> ~~1014~~ <sup>1015</sup> ~~1016~~ <sup>1017</sup> ~~1018~~ <sup>1019</sup> ~~1020~~ <sup>1021</sup> ~~1022~~ <sup>1023</sup> ~~1024~~ <sup>1025</sup> ~~1026~~ <sup>1027</sup> ~~1028~~ <sup>1029</sup> ~~1030~~ <sup>1031</sup> ~~1032~~ <sup>1033</sup> ~~1034~~ <sup>1035</sup> ~~1036~~ <sup>1037</sup> ~~1038~~ <sup>1039</sup> ~~1040~~ <sup>1041</sup> ~~1042~~ <sup>1043</sup> ~~1044~~ <sup>1045</sup> ~~1046~~ <sup>1047</sup> ~~1048~~ <sup>1049</sup> ~~1050~~ <sup>1051</sup> ~~1052~~ <sup>1053</sup> ~~1054~~ <sup>1055</sup> ~~1056~~ <sup>1057</sup> ~~1058~~ <sup>1059</sup> ~~1060~~ <sup>1061</sup> ~~1062~~ <sup>1063</sup> ~~1064~~ <sup>1065</sup> ~~1066~~ <sup>1067</sup> ~~1068~~ <sup>1069</sup> ~~1070~~ <sup>1071</sup> ~~1072~~ <sup>1073</sup> ~~1074~~ <sup>1075</sup> ~~1076~~ <sup>1077</sup> ~~1078~~ <sup>1079</sup> ~~1080~~ <sup>1081</sup> ~~1082~~ <sup>1083</sup> ~~1084~~ <sup>1085</sup> ~~1086~~ <sup>1087</sup> ~~1088~~ <sup>1089</sup> ~~1090~~ <sup>1091</sup> ~~1092~~ <sup>1093</sup> ~~1094~~ <sup>1095</sup> ~~1096~~ <sup>1097</sup> ~~1098~~ <sup>1099</sup> ~~1100~~ <sup>1101</sup> ~~1102~~ <sup>1103</sup> ~~1104~~ <sup>1105</sup> ~~1106~~ <sup>1107</sup> ~~1108~~ <sup>1109</sup> ~~1110~~ <sup>1111</sup> ~~1112~~ <sup>1113</sup> ~~1114~~ <sup>1115</sup> ~~1116~~ <sup>1117</sup> ~~1118~~ <sup>1119</sup> ~~1120~~ <sup>1121</sup> ~~1122~~ <sup>1123</sup> ~~1124~~ <sup>1125</sup> ~~1126~~ <sup>1127</sup> ~~1128~~ <sup>1129</sup> ~~1130~~ <sup>1131</sup> ~~1132~~ <sup>1133</sup> ~~1134~~ <sup>1135</sup> ~~1136~~ <sup>1137</sup> ~~1138~~ <sup>1139</sup> ~~1140~~ <sup>1141</sup> ~~1142~~ <sup>1143</sup> ~~1144~~ <sup>1145</sup> ~~1146~~ <sup>1147</sup> ~~1148~~ <sup>1149</sup> ~~1150~~ <sup>1151</sup> ~~1152~~ <sup>1153</sup> ~~1154~~ <sup>1155</sup> ~~1156~~ <sup>1157</sup> ~~1158~~ <sup>1159</sup> ~~1160~~ <sup>1161</sup> ~~1162~~ <sup>1163</sup> ~~1164~~ <sup>1165</sup> ~~1166~~ <sup>1167</sup> ~~1168~~ <sup>1169</sup> ~~1170~~ <sup>1171</sup> ~~1172~~ <sup>1173</sup> ~~1174~~ <sup>1175</sup> ~~1176~~ <sup>1177</sup> ~~1178~~ <sup>1179</sup> ~~1180~~ <sup>1181</sup> ~~1182~~ <sup>1183</sup> ~~1184~~ <sup>1185</sup> ~~1186~~ <sup>1187</sup> ~~1188~~ <sup>1189</sup> ~~1190~~ <sup>1191</sup> ~~1192~~ <sup>1193</sup> ~~1194~~ <sup>1195</sup> ~~1196~~ <sup>1197</sup> ~~1198~~ <sup>1199</sup> ~~1200~~ <sup>1201</sup> ~~1202~~ <sup>1203</sup> ~~1204~~ <sup>1205</sup> ~~1206~~ <sup>1207</sup> ~~1208~~ <sup>1209</sup> ~~1210~~ <sup>1211</sup> ~~1212~~ <sup>1213</sup> ~~1214~~ <sup>1215</sup> ~~1216~~ <sup>1217</sup> ~~1218~~ <sup>1219</sup> ~~1220~~ <sup>1221</sup> ~~1222~~ <sup>1223</sup> ~~1224~~ <sup>1225</sup> ~~1226~~ <sup>1227</sup> ~~1228~~ <sup>1229</sup> ~~1230~~ <sup>1231</sup> ~~1232~~ <sup>1233</sup> ~~1234~~ <sup>1235</sup> ~~1236~~ <sup>1237</sup> ~~1238~~ <sup>1239</sup> ~~1240~~ <sup>1241</sup> ~~1242~~ <sup>1243</sup> ~~1244~~ <sup>1245</sup> ~~1246~~ <sup>1247</sup> ~~1248~~ <sup>1249</sup> ~~1250~~ <sup>1251</sup> ~~1252~~ <sup>1253</sup> ~~1254~~ <sup>1255</sup> ~~1256~~ <sup>1257</sup> ~~1258~~ <sup>1259</sup> ~~1260~~ <sup>1261</sup> ~~1262~~ <sup>1263</sup> ~~1264~~ <sup>1265</sup> ~~1266~~ <sup>1267</sup> ~~1268~~ <sup>1269</sup> ~~1270~~ <sup>1271</sup> ~~1272~~ <sup>1273</sup> ~~1274~~ <sup>1275</sup> ~~1276~~ <sup>1277</sup> ~~1278~~ <sup>1279</sup> ~~1280~~ <sup>1281</sup> ~~1282~~ <sup>1283</sup> ~~1284~~ <sup>1285</sup> ~~1286~~ <sup>1287</sup> ~~1288~~ <sup>1289</sup> ~~1290~~ <sup>1291</sup> ~~1292~~ <sup>1293</sup> ~~1294~~ <sup>1295</sup> ~~1296~~ <sup>1297</sup> ~~1298~~ <sup>1299</sup> ~~1300~~ <sup>1301</sup> ~~1302~~ <sup>1303</sup> ~~1304~~ <sup>1305</sup> ~~1306~~ <sup>1307</sup> ~~1308~~ <sup>1309</sup> ~~1310~~ <sup>1311</sup> ~~1312~~ <sup>1313</sup> ~~1314~~ <sup>1315</sup> ~~1316~~ <sup>1317</sup> ~~1318~~ <sup>1319</sup> ~~1320~~ <sup>1321</sup> ~~1322~~ <sup>1323</sup> ~~1324~~ <sup>1325</sup> ~~1326~~ <sup>1327</sup> ~~1328~~ <sup>1329</sup> ~~1330~~ <sup>1331</sup> ~~1332~~ <sup>1333</sup> ~~1334~~ <sup>1335</sup> ~~1336~~ <sup>1337</sup> ~~1338~~ <sup>1339</sup> ~~1340~~ <sup>1341</sup> ~~1342~~ <sup>1343</sup> ~~1344~~ <sup>1345</sup> ~~1346~~ <sup>1347</sup> ~~1348~~ <sup>1349</sup> ~~1350~~ <sup>1351</sup> ~~1352~~ <sup>1353</sup>





To the Honorable Henry L. Dawes and Others Composing the Commission to the Five Civilized Tribes:

Your petitioner *Mary L. Broadwell*

would state and show from the proof submitted to the Commission that she is a Cherokee by descent and by blood, having been born in *Wayne* County, State of *Indiana* on *17* day of *March* 18*49*. My father's name was *Andrew*

*Norris*. My mother's name was *Elizabeth Norris*

That I now reside in *Williamson* County *Tennessee*

and have resided there for *14* years. And he avers these facts can be established by proof

to the satisfaction of the Commission under such rules and regulations as it may prescribe. And

she further avers that these facts being proved she is entitled to be adjudged under the laws

of such Nation and the laws of the Congress of the United States, and the treaties of such Nation

with the United States, a citizen of such Nation, with all the rights, privileges and protection

of citizenship of such Nation. Wherefore she herewith respectfully submit to the consideration

of the Honorable Commission such proof, and on the hearing she be adjudged entitled

to such citizenship and her name be placed upon the proper roll as a citizen of such Nation.

Signature *Mary L. Broadwell*

*State of Tennessee*  
*Williamson County* } ss

Now on this *21<sup>st</sup>* day of *August*, 1896, personally appeared before me *John C. Caldwell*,

a Notary Public for said county and state *Mary L. Broadwell* who being duly sworn upon her oath states that

the facts set forth in the foregoing petition are correct and true. Sub-

scribed and sworn to before me this *21<sup>st</sup>* day of *Aug*, 1896

*John C. Caldwell*  
Notary Public.

No. 3227

PETITION OF

Henry S. Randall

for and on behalf of

Henry S. Randall

and heirs.

Filed Sept 9<sup>th</sup> 1896

Atty. General  
A. M. McKim  
Corn

Frank S. Jones

Attorney for Petitioner.

Columbus Kansas

## APPLICATION FOR ENROLLMENT.

To the Honorable Henry L. Dawes, Frank C. Armstrong, Archibald S. McKennon, Thomas B. Cabaniss, and Alexander B. Montgomery, United States Commissioners, authorized by an act of Congress of June 4, 1896, to hear and determine Claims for Citizenship in the Cherokee Nation.

ship in the Cherokee Nation.

GENTLEMEN: The undersigned your petitioner, *Mary L Broadwell*  
for and on behalf of *her self and family*  
and heirs, this day makes this their application to you for the purpose of being placed on the re-  
vised roll of Cherokee Indians and of those entitled to share in the distribution of funds and al-  
lotments of land in the Cherokee Nation, by virtue of their Cherokee blood, and I herewith sub-  
mit the *affidavit of A. Lewis Mercedeth Mary Mercedeth*  
*and Elizabeth & Moll*

in support of said claim, and respectfully await the time when <sup>the</sup> application shall be heard and tried. Respectfully submitted,

**Enrollment of family with relationship attached as follows:**

NAME	AGE	RELATIONSHIP
Emily S. Broadwell	47	Mother
William H. Broadwell	25	Father
Clarence H. Broadwell	13	Son
Thomas H. Broadwell	12	Son

In witness of which I hereunto set my hand on this 1<sup>st</sup>-day of Sept. 1896.

on this 7 day of August, 1890.  
Mary L Bradwell

Subscribed and Sworn to before me this  
1<sup>st</sup> Day of September A.D. 1896  
O. W. W. W.

John C. Wate,  
Notary Public.





and both of whom affirm the correctness of the statements alleged by the applicant in his declaration. These witnesses are members of the family of Merideths of whom several are applicants for admission and who rely mainly on their statements to establish their claims and is therefore to be taken with great allowance unless corroborated by other persons whose source of information will be ascertained by a fair cross-examination. It is also expected that the applicant himself and others claiming through him be sent into the Creek and full opportunity and inducement if Cherokee Indians by blood to have had their names placed upon the roll of 1835 as he was 86 years (old) in 1884, when his declaration was made, or upon the other rolls referred to in the acts of 1886 and 1888 as is not the case. The Commission, therefore, decide that Andrew Merideth is not of Cherokee descent; nor are his children viz: (at the time of filing his application) Minerva Thomas, aged 63 years; Jennetta C. Kendrick, aged 58 years; Catherine A. Gargus, aged 53 years; Betsy A. Maudlin, aged 50 years; John W. Merideth, aged 39 years; Mary L. Broadwell, aged 35 years; and his grand-children, viz: Mary C. Kern, aged 18 years; John W. Kern, aged 17 years; Clarence L. Broadwell, aged two years; John P. Broadwell, aged one month; Martha E. Merideth, aged 15 years; William A. Merideth, aged 14 years; Linus F. Merideth, aged 12 years; Emma L. Merideth, aged 11 years; Mary A. Merideth, aged 9 years; Robert M. Merideth, aged 8 years; Harvey L. Merideth, aged 6 years; Josephine E. Hamett, aged 43 years; Henry I. Thomas, aged 40 years; James R. Kendrick, aged 40 years; Minerva J. Holliday, aged 36 years; James A. Maudlin, aged 32 years; Sarah C. Commons, aged 28 years; James E. Barley, aged 38 years; and his great-grand-children, viz: Robert R. Holliday, aged 4 years; Anna M. Kendrick, aged 2 years; Frank Harrett 22 years; Herbert Harrett, aged 20 years; George Sperbuck, aged 23 years; William Thomas, aged 13 years; James Thomas, aged 3 years; Frank B. Maudlin, aged 5 years; Ernest L. Commons, aged 8 years; Charles C. Commons, aged 6 years; Horace J. Commons, aged 4 years; Marquette Bailey, aged 8 years; - and are not entitled to Citizenship in the Cherokee Nation.

Will P. Ross, Chairman:  
John E. Gunter, Commissioner.

EXECUTIVE DEPARTMENT OF  
CHEROKEE NATION.

I, John L. Adair, Executive Secretary of the Cherokee Nation, do hereby certify that  
I have compared the foregoing with the original record in this Department, and that the  
same are correct transcripts and copies therefrom.

In witness whereof I have hereunto set my hand and affixed  
the Great Seal of said Cherokee Nation, at Tahlequah, this, the  
22<sup>nd</sup> day of Sept. 1896.

John L. Adair  
Executive Secretary.

Nation's No. 2371

Commission's No. \_\_\_\_\_

In re Application of

Henry Broadwell  
4 ps -

**Demurrer and Answer.**

— Sept 24 1906 — ★

— S. J. P. —



Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKannon, T. B. Cabanis, and  
A. B. Montgomery, Commissioners.

In the matter of application of

*Mar. L. B. B. B. B.*  
*Chas. B. B. B.*

Nation's No. *2271*  
Commission's No.

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

- 1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.
- 2nd. That the application does not state facts sufficient, if true, to show that the applicant... entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but ~~insisting upon the same~~ for answer to said application, says that

through whom the petitioner ~~I~~ claim to derive ~~their~~ right to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as ~~presently~~ ~~located~~ and defined; that ~~his~~ name does not appear on any of the authenticated rolls of said Nation; that neither ~~he~~ nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Respondent, for a further and complete defense to the aforesaid Application says: That, heretofore said applicant made application before a legally constituted Court, or Commission on citizenship, having jurisdiction over applications for readmission to citizenship in the Cherokee Nation; That the said case was tried upon its merits; that upon a final hearing, judgment was duly given against the applicant and in favor of this Nation. A duly certified transcript of the aforesaid proceedings and judgment are annexed hereto and made a part of this answer.

*See Case of David M. B. B. B.*

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *John L. Adair* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the

*22* day of *Sept*, 1896.

NOTARY PUBLIC.

	3227-1-52	

POOR ORIGINAL -  
BEST AVAILABLE COPY

Chas. H. Lee Jr.

My dear Sir,  
I have the honor to acknowledge the receipt of your letter of the 10th inst. in relation to the matter of the  
estate of the late John Lee, deceased, and in reply to inform you that the same has been forwarded to the proper  
authorities for their consideration. I am, Sir, very respectfully,  
Yours, very truly,  
Chas. H. Lee Jr.

POOR ORIGINAL -  
BEST AVAILABLE COPY

Handwritten text, likely bleed-through from the reverse side of the page. The text is illegible due to fading and bleed-through.

Handwritten text, likely bleed-through from the reverse side of the page. The text is illegible due to fading and bleed-through.

POOR ORIGINAL -  
BEST AVAILABLE COPY



Ad. May

J. S. King J. D.

[illegible]

POOR ORIGINAL -  
BEST AVAILABLE COPY

Atkinson, Clerk  
of Superior Court.

32172 sub 117 4	11
11	11

POOR ORIGINAL -  
BEST AVAILABLE COPY

To  
Chair of  
H. A. Broadwell  
in the Indian  
Katharine  
Office of  
American Meridians

P. K. K. K.  
and W. K. K.  
Indian Meridians  
and

Subscribed and sworn to before me by Mary L  
Broadwell the Claimant of Cherokee Indian Citizenship  
officer of John Meridith  
John Meridith  
John Meridith

On the 1st Day of March A.D. 1887  
before me the undersigned a  
Notary Public for said County and State  
of North Carolina and I do hereby certify  
that the said Mary L Broadwell and who I certify  
to be a person of perfectable who being by me  
subscribed and according to her deposition and  
deposition of one of Cherokee Indian descent  
and was born in Stokes County and State of North  
Carolina that she is 18 years and his first office  
to name is Williamburg, Wayne County State of  
Indiana that he is well acquainted with Mary  
L Broadwell the Claimant named in the above  
entitled claim to Cherokee Indian Citizenship  
that the said Mary L Broadwell is his affiant  
daughter and he knows that the said Mary L  
Broadwell is a person of Cherokee Indian descent  
that he is a son of one John Meridith a half breed  
Cherokee Indian who was born in Bedford County  
and State of Virginia in the year A.D. 1779 and  
died in Stokes County and State of North Caro-  
lina in year A.D. 1826 that the said John Meridith  
was a son of one Mary Meridith whose maiden name  
Mary Meridith a Cherokee Indian Woman who was  
born on the Cherokee Indian reservation East of  
the Mississippi River and died in Stokes



Wine

~~"The West"~~

He said that I have been before me this day  
to get a license and that I have been by Certify  
the 1st day of June and explained the contents  
of the foregoing affidavit to the effect before he per-  
sued the Oath and Examined him as to his knowl-  
edge of the facts stated therein and am satisfied  
that he fully understands the Oath and that he is  
a fit person to be sworn to and sub-

I have the honor to certify that I have been  
admitted to the membership of my name and  
affixed my Official Seal this  
the 2<sup>nd</sup> Day of March A.D. 1887  
Pastor + Clerk  
[Signature]

**End**



REGISTRY RECEIPT.

Post Office at **WAGONER, I. T.**

Registered Letter No. **140** Rec'd **Sept 8<sup>th</sup>** 1896

of **John J. Spruce (for Mary Conall Spruce)**  
**Wagoner, I. T.**

addressed to **Saw Mill Chief**  
**Tahlequah, I. T.**

**Harry Betts acting P. M.**



*I have been  
to the Medical Dept*

Nov. 8. Sunday. Still in  
 896. I have heard of  
 the fact. He said  
 that he was  
 that that he  
 of the  
 Mary Power  
 and  
 of the original  
 and of the late  
 the  
 John J. Spencer  
 the

W. L. Gibbs

Subscribed & sworn to before me  
this 8<sup>th</sup> day of Sept, 1896 -

Ed Freeman  
Hollywood Public

Number of hauls	<i>P. setiferus</i> (%)	<i>P. setiferus</i> + <i>P. setiferus</i> + <i>P. setiferus</i> (%)
1	~10	~10
2	~20	~20
3	~30	~30
4	~40	~40
5	~50	~50
6	~60	~60
7	~70	~70
8	~80	~80
9	~90	~90
10	~100	~100

1-2-3-4-5-6-7-8-9-10-11-12-13-14-15-16-17-18-19-20-21-22-23-24-25-26-27-28-29-30-31-32-33-34-35-36-37-38-39-40-41-42-43-44-45-46-47-48-49-50-51-52-53-54-55-56-57-58-59-60-61-62-63-64-65-66-67-68-69-70-71-72-73-74-75-76-77-78-79-80-81-82-83-84-85-86-87-88-89-90-91-92-93-94-95-96-97-98-99-100-101-102-103-104-105-106-107-108-109-110-111-112-113-114-115-116-117-118-119-120-121-122-123-124-125-126-127-128-129-130-131-132-133-134-135-136-137-138-139-140-141-142-143-144-145-146-147-148-149-150-151-152-153-154-155-156-157-158-159-160-161-162-163-164-165-166-167-168-169-170-171-172-173-174-175-176-177-178-179-180-181-182-183-184-185-186-187-188-189-190-191-192-193-194-195-196-197-198-199-200-201-202-203-204-205-206-207-208-209-210-211-212-213-214-215-216-217-218-219-220-221-222-223-224-225-226-227-228-229-230-231-232-233-234-235-236-237-238-239-240-241-242-243-244-245-246-247-248-249-250-251-252-253-254-255-256-257-258-259-260-261-262-263-264-265-266-267-268-269-270-271-272-273-274-275-276-277-278-279-280-281-282-283-284-285-286-287-288-289-290-291-292-293-294-295-296-297-298-299-300-301-302-303-304-305-306-307-308-309-310-311-312-313-314-315-316-317-318-319-320-321-322-323-324-325-326-327-328-329-330-331-332-333-334-335-336-337-338-339-340-341-342-343-344-345-346-347-348-349-350-351-352-353-354-355-356-357-358-359-360-361-362-363-364-365-366-367-368-369-370-371-372-373-374-375-376-377-378-379-380-381-382-383-384-385-386-387-388-389-390-391-392-393-394-395-396-397-398-399-400-401-402-403-404-405-406-407-408-409-410-411-412-413-414-415-416-417-418-419-420-421-422-423-424-425-426-427-428-429-430-431-432-433-434-435-436-437-438-439-440-441-442-443-444-445-446-447-448-449-450-451-452-453-454-455-456-457-458-459-460-461-462-463-464-465-466-467-468-469-470-471-472-473-474-475-476-477-478-479-480-481-482-483-484-485-486-487-488-489-490-491-492-493-494-495-496-497-498-499-500-501-502-503-504-505-506-507-508-509-510-511-512-513-514-515-516-517-518-519-520-521-522-523-524-525-526-527-528-529-530-531-532-533-534-535-536-537-538-539-540-541-542-543-544-545-546-547-548-549-550-551-552-553-554-555-556-557-558-559-560-561-562-563-564-565-566-567-568-569-570-571-572-573-574-575-576-577-578-579-580-581-582-583-584-585-586-587-588-589-590-591-592-593-594-595-596-597-598-599-600-601-602-603-604-605-606-607-608-609-610-611-612-613-614-615-616-617-618-619-620-621-622-623-624-625-626-627-628-629-630-631-632-633-634-635-636-637-638-639-640-641-642-643-644-645-646-647-648-649-650-651-652-653-654-655-656-657-658-659-660-661-662-663-664-665-666-667-668-669-670-671-672-673-674-675-676-677-678-679-680-681-682-683-684-685-686-687-688-689-690-691-692-693-694-695-696-697-698-699-700-701-702-703-704-705-706-707-708-709-710-711-712-713-714-715-716-717-718-719-720-721-722-723-724-725-726-727-728-729-730-731-732-733-734-735-736-737-738-739-740-741-742-743-744-745-746-747-748-749-750-751-752-753-754-755-756-757-758-759-760-761-762-763-764-765-766-767-768-769-770-771-772-773-774-775-776-777-778-779-780-781-782-783-784-785-786-787-788-789-790-791-792-793-794-795-796-797-798-799-800-801-802-803-804-805-806-807-808-809-810-811-812-813-814-815-816-817-818-819-820-821-822-823-824-825-826-827-828-829-830-831-832-833-834-835-836-837-838-839-840-841-842-843-844-845-846-847-848-849-850-851-852-853-854-855-856-857-858-859-860-861-862-863-864-865-866-867-868-869-870-871-872-873-874-875-876-877-878-879-880-881-882-883-884-885-886-887-888-889-890-891-892-893-894-895-896-897-898-899-900-901-902-903-904-905-906-907-908-909-910-911-912-913-914-915-916-917-918-919-920-921-922-923-924-925-926-927-928-929-930-931-932-933-934-935-936-937-938-939-940-941-942-943-944-945-946-947-948-949-950-951-952-953-954-955-956-957-958-959-960-961-962-963-964-965-966-967-968-969-970-971-972-973-974-975-976-977-978-979-980-981-982-983-984-985-986-987-988-989-990-991-992-993-994-995-996-997-998-999-1000-1001-1002-1003-1004-1005-1006-1007-1008-1009-1010-1011-1012-1013-1014-1015-1016-1017-1018-1019-1020-1021-1022-1023-1024-1025-1026-1027-1028-1029-1030-1031-1032-1033-1034-1035-1036-1037-1038-1039-1040-1

Herewith we have the honor to respectfully submit

1990

1000, receiving the same as above:

Major General Sir John D. A. Gordon, K.C.B., was the son of General Sir John D. A. Gordon, K.C.B., and of Miss Anne Gordon, daughter of General Sir John D. A. Gordon, K.C.B., and of Miss Anne Gordon, daughter of General Sir John D. A. Gordon, K.C.B.

The first was a letter from the American to the Soviet and the  
action of Alexander Petrov, the Soviet representative, to the USSR  
house was Peter Petrov. The second was a letter from the

The "Globe" of Providence, Rhode Island, says, thus clearly and, we repeat, honestly and with ample evidence, all of which, we think, is sufficient to convince anyone of the truth of the above statement.

[illegible]

John A. Johnson

POOR ORIGINAL -  
BEST AVAILABLE COPY

TO THE HONORABLE NATIONAL COUNCIL.

Your petition is carefully and earnestly presented, that  
that she is a Cherokee Indian blood, deriving the same from the  
"Antons," who lived on Long Bayou in the State of Tennessee, and also  
from one of the sons of James M. M. of Creek-Land in Alabama,  
whose name will be found in the Cherokee Roll of Cherokees, by  
blood, taken in the year 1830, the same to be submitted to Your  
Honorable bodies for full and complete consideration, and if found  
correct as stated, to be granted all the rights and privileges and  
immunities of other Cherokee citizens.

Columbus L. Powell, male son age 39

Arthur Powell male son age 7

John L. Powell male son age 3

Albert L. Powell male son age 25

Robert L. Powell male son age 18.

Respectfully Submitted.

*Mary L. Powell*  
*mark*

attest

*H. C. Starnes*

*C. E. Borne*

STATE OF MISSOURI )  
 ) SS  
County of Moniteau )

I, Mary Powell, after being duly sworn, say that my age  
is Sixty Five years, I am a white female and citizen of Moniteau County  
and State of Missouri, and my last place of abode is Centertown  
Missouri, and that I have the following children to wit-

John Powell

Martha Powell

John Powell

Albert Powell

Robert Powell 29, who have been so

in lawful wedlock, and are my children as set forth in my appli-  
cation for citizenship in the Cherokee Nation.

attest

H. C. Sturgeson  
C. E. Born

Mary Powell  
J. Mark

STATE OF MISSOURI )  
 ) SS  
County of Moniteau )

Subscribed and sworn to before me this 27th day of  
October 1901.

Wm. D. Saffert  
Co. Clerk



State of Missouri 200  
County of Montau 3

At this day  
personally appeared before a clerk  
of the County Court in and for the  
County and State of said John Kenworthy  
aged 70 years of California Mrs  
and Mr. Wood aged 52 years of  
Montau County Mo. who being duly  
sworn on their oath state that they  
are personally acquainted with  
Ed Powell and know him  
to be the son of J M Powell and  
Mary Powell.

Ed Powell aged 37 years  
Theresa Powell aged 34 years  
Emmitt Powell son aged 11 years  
Elsie Powell daughter aged 9 years  
Angie Powell daughter aged 7 years  
Laurie Powell daughter aged 6 years  
Miriam Powell daughter aged 3 years  
Mabel Powell daughter aged 1 year

Witness our hands and seals this

7th day of November 1892

John Kenworthy  
W. L. Wood

State of Missouri  
County of Montau

The undersigned witnesses being  
duly sworn say they are acquainted with  
the above witnesses and believe them to  
be worthy and entitled to credit.

W. R. Hammett

Joseph W. Hunter

Subscribed and sworn to before me this 7th  
day of Nov. 1892  
August 1892  
B. H. C. Johnson

Exhibit #1.

State of Missouri  
County of Monticau.

At this day  
personally appeared before  
me a clerk of the County Court  
in and for the County and  
State aforesaid Sanford Cunn  
of Monticau County Mo. aged  
82 years who is personally known  
to me. who being duly sworn to  
make oath and says that he has  
known the Spencer family for  
about 70 years he knew Alexander  
Spencer in Virginia before he was  
married he married my sister.  
They moved from Virginia to Missouri  
about 50 years ago. They had several  
children one daughter named Mary  
who married John M. Powell in  
Monticau Co Mo some 40 years ago.  
John M. Powell and Mary his wife  
are still alive and live in this County  
they have the following living  
children. Columbus L. Powell aged  
39 years Edward Powell aged 37  
John M. Powell aged 34. Albert M.  
Powell aged 32. and Robert L.  
Powell aged 29. The Spencer family  
always claimed to have Indian blood  
in their veins. And to be descended  
from the Cherokee Tribe. There has  
always been Indians names in the

family Alexander Spencer mother  
name was Mrs. Kintus and she  
had a son named Powhatan.  
They were real Indians from the  
fact that they had coral black hair  
high cheek bones and were dark  
complexioned. Alexander Spencer  
had a son named Nathaniel  
Spencer. He had a son named  
John Spencer.

I know the above facts from  
having been born and raised in  
the same neighborhood <sup>in Virginia</sup> and was  
well acquainted with the Spencer  
and Kintus families and came  
to Missouri about the same time  
that Alexander Spencer came.

Jefford L. Grimm

Attest C. J. Wegner

Subscribed and sworn to before  
me this 3<sup>rd</sup> day of September 1892.  
Chas. J. Wegner, Co. Clerk  
By H. C. Thurman, D.C.

C. J. Wegner of Moniteau Mo and J. J.  
Howard of California Mo make oath and say  
that they have known the above witnesses for  
25 years and 10 years respectively and  
believe them to be respectable and worthy of credit.

WITNESSES  
J. J. Howard  
C. J. Wegner

Subscribed and sworn to before me this 3<sup>rd</sup>  
day of Sept 1892.

C. J. Wegner  
J. J. Howard  
Chas. J. Wegner, Co. Clerk  
By H. C. Thurman D.C.

John M. Powell  
can be sworn  
C. J. Wegner



70353a

Mary Powell  
to  
Cherokee Nation

RECEIVED  
U. S. DEPARTMENT OF THE INTERIOR  
WASHINGTON, D. C.

Received

J. J. Spencer  
Vice Pres. of  
Cherokee Nation



Charles W. Whipple

I have been thinking of you  
 and wondering how you are getting on.  
 I hope you are well and happy.  
 I have been very busy lately  
 but I will write to you soon.  
 I love you very much.  
 Your affectionate mother,  
 Mary.

John J. Spencer

POOR ORIGINAL -  
BEST AVAILABLE COPY

Nation's No. 1888  
Commission's No. \_\_\_\_\_  
In re Application of  
Monry J. Parrell  
et al.

Demurrer and Answer.

FILED 20  
A. S. M. K.  
COURT

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of

*Monry J. Powell et al*

Nation's No. ....

Commission's No. ....

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the  
said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy,  
and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant *is*  
entitled to citizenship.

*Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said appli-*  
cation, says that *Dallas Miley*

..... through whom the petitioner *claim*s to derive *her* right  
to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since  
the removal of said Nation, west to the Indian Territory as at present located and defined, that *his* name  
does not appear on any of the authenticated rolls of said Nation; that neither *he* nor any of *his* ancestors now  
reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *Hastings Hulchins* *et al* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the  
matters contained in the foregoing answer are true to the best of his knowledge and belief.

Subscribed and sworn to before me this *16th* day of *Sept* 1896.

*D. J. Wall*

NOTARY PUBLIC.

149  
26  
Nation's No. 2613

Commission's No. ....

In re Application of

*Moy Pomeroy*  
*Spencer*

**Demurrer and Answer.**

FILED SEPT. 25 1896.

A. S. MCKENNON

COM'R



Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of  
*Mary Powell nee Jones*

Nation's No. *2613*

Commission's No. ....

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant ... entitled to citizenship.

Respondent not waiving his aforesaid demurree, but insisting upon the same for answer to said application, says that *Heider*

through whom the petitioner claim to derive right

to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now eside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *Hutches, Hooten & Boudinot* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this the *21* day of *Sept* 1896.

*John L. Adair*  
*J. J. Bell*  
NOTARY PUBLIC.

**End**

887

29  
7  
Nation's No. 112

Commission's No.

In re Application of

Joe Phillip Sanders

**Demurrer and Answer.**

FILED SEPT. 9 1905

A. S. McKENNON

COM 'R'



Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of

*for Phillip Sanders*

Nation's No. *112*

Commission's No. ....

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant *is* entitled to citizenship.

Respondent not waiving his aforesaid demurper, but insisting upon the same for answer to said application, says that

*for Phillip Sanders*

~~the petitioner~~

~~to citizenship in the Cherokee Nation~~ *is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that ~~he~~ he <sup>now</sup> ~~has~~ <sup>resides</sup> ~~now~~ <sup>as a</sup> ~~reside, or ever have resided in the Cherokee Nation and Indian Territory~~ <sup>citizen thereof.</sup>*

Having fully answered, your respondent asks to be hence dismissed.

*S. H. Mayes*

S. H. Mayes, having been first duly sworn, states that the matters contained in the foregoing answer, are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the *7* day of *July*, 1896.

*S. J. Hill*

NOTARY PUBLIC.

8:7

140

Nation's No. ....  
Commission's No. ....  
In re Application of

Demurrer and Answer.  
FILED SEPT. 9 1907  
A. S. McKENNON  
Clerk

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of

Nation's No.

Commission's No.

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant is entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said application, says that

through whom the petitioner claims to derive right to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory.

Having fully answered, your respondent asks to be hence dismissed.

*John L. Rain, Sec. Sec. of the Cherokee Nation*  
S. H. Mayes, having been first duly sworn, states that the matters contained in the foregoing answer, are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the 27 day of July, 1896.

*D. L. Ball*

NOTARY PUBLIC.

No. 999

For Chief Sanders

to receive station

Filed 9/9/1876

H. W. Jackson  
Secy

Refused



Original

To the Deacons Commission Timula I. I.

United States America ) S.S.  
Northern Judicial District ) Affiant  
of the End, Tenn.

In the Case of Joe Phillips  
Sander an applicant for Citizenship  
in the Cherokee Nation, personally appeared  
before me a Notary Public in and for the  
above named District. Samuel Horn  
a Cherokee Citizen by blood, who is entitled  
to credit being by me duly qualified,  
deposed and stated as follows: I  
know Jacob Sander who was a Cherokee  
by blood, and who lived here in the  
Cherokee Nation until about the close  
of the war, he lived in Flint District  
on a little stream of water by the name  
of Pea Vine. He had two Brothers who  
lived here at the same time by the name  
of Jim and Nick Sanders, Jim Sander  
lived on Canney in Flint Dist.  
Attest  
J. P. Thompson.

Samuel Horn

The above Statement was sworn  
and subscribed to before me by Samuel  
Horn this the 4th day of August 1896

M. O. L. Howell  
Notary Public

affidavit of  
Alfred Smith  
Disinterested Person

Commissioner of the General Land Office

Winnipeg D.

Winnipeg D. Sept 8<sup>th</sup> 1896

Evidence of service of copies on the Chief of the  
Huron Nation, certified to by disinterested  
person

I Alfred Smith do solemnly swear  
that on the 27<sup>th</sup> day of August 1896, I saw a  
package of letters at the Post office at Fort Laramie  
D. addressed to S. H. Mayes Chief of the Huron  
Nation Indian Territory, that registry receipt  
no. 65 - recd from Post master here to attest  
is a receipt for said Package, which contained  
true copies of application of Jos. Phillip Sanders  
and of the affidavits of Geo. W. Sanders in support  
of the same.

attest

Alfred <sup>for</sup> Smith

do mand all

Sworn to & subscribed before me by  
Alfred Smith at Fort Laramie D. this the  
8<sup>th</sup> day of Sept 1896

M. D. L. Howell

Notary Public

Original

H. H. Sayers Commission

Winata Indian Territory

United States of America 53

Indian Judicial District

Affiant

of the Indian Territory

In the Case of Joe Phillip Sanders  
an applicant for Citizenship in the  
Cherokee Nation, Personally appeared  
before me a Notary public in and for  
the above named District: Joe Sanders  
a bonafide Colored Citizen of the Cherokee  
Nation who is entitled to Credit being by our  
acts Qualifying. Depose and State  
as follows: I know Joe Phillip Sanders  
and know him to be the son of Jacob  
Sanders a Cherokee Indian. I knew his  
father Jacob Sanders in Tenn in 1846.  
I and knew him when he came to the  
Cherokee Nation I. T. in 1854. He also went  
back to Tenn. after his son Joe  
Phillip Sanders

Wm. H. Thompson

Joe Sanders  
Notary

The above statement was sworn  
and subscribed to before me by Joe  
Sanders at Fort Gibson I. T. this 14th  
day of March 1896

W. H. D. Howell

Notary Public

My Commission Expires Aug 1897



"Original"

To the Census Commission

Wm. F. F. F.

United States of America

Northwestern Judicial District

of the Indian Territory

Affiant

Personally appeared  
before me a Notary Public in and  
for the above designated District  
Phillip Sanders, who being duly qualified,  
deposes and states as follows: I am a  
Cherokee by blood. I came from Tennessee  
to Ark. in 1856. I came from Ark. to the  
Cherokee Nation, S. I. in 1894. My father's  
name was J. P. Sanders, a Cherokee  
Indian by blood, who lived in  
Georgia until he removed to Tenn.  
and then to the Cherokee Nation Indian  
Territory, after living here for some  
years he returned to Tenn. after  
me to carry me back with him to  
the Cherokee Nation. I therefore ask  
that my name be placed on the Cherokee  
Census Rolls as a Citizen of the Cherokee  
Nation by blood.

Attest:  
J. P. Thompson.

For Phillip Sanders  
his mark

The above was sworn and subscribed  
to before me by Phillip Sanders at  
Fort Union, S. I. this the 4th day of Aug  
1896

M. D. L. Powell  
Notary Public

My Commission Expires Aug 1897

**End**



Petition  
of Susan Briggs

Reading, Petitioner  
Lucy A. Briggs

Affidavit.

The two above names are bracketed  
to show petitioners and are under  
age -



To the Honorable Free Commission  
on Citizenship in the Five

Civilized Tribes in the Indian Territory,  
Your Petitioner respectfully states that she is a Cherokee  
Indian by Blood and wish to be considered a member of  
the Cherokee Nation of Indians in the Indian Territory,  
and that she, for her said Indian blood, from  
her Mother, Mary J. Adkins, who Maiden name was  
Dillon, a daughter of Andrew Dillon, of the State  
of Virginia. Your Petitioner states the same facts  
for her lawful ground, for her application in citizenship  
in the Cherokee Nation & Prays that her claim will  
be fully investigated by your Honorable Commission  
and that she be adjudged to be a citizen of said  
Indian Nation, & entitled to all the rights & Privileges  
pertaining to such citizenship in accordance with  
the Laws and Treaties with said Nation of Indians.  
My age is 62 years, P. O. address, Mullens Ark.  
I was married Dec. 27, 1878, to Mr. Stephen S. Dragg.  
I have 7 children, as the result of said marriage,  
Their names is as follows:

Katy S. Dragg,	16 years old,	Born	July 28, 1880,
Edy E.	13 "	" "	" Sept. 21, 1882,
Thomas E.	10 "	" "	" October 15, 1883,
Joseph E.	8 "	" "	" Jan. 3, 1887.
Annie R. E.	6 "	" "	" Dec. 24, 1889,
Verga F.	3 "	" "	" Feb. 22, 1892,
Walter E.	7 months	" "	" Feb. 11, 1896.

Witness my Hand this September 5<sup>th</sup> 1896  
Lucy and Gray  
subscribed and sworn to before me  
this 3<sup>rd</sup> day of September 1896

J. W. Storil  
My comm expires Feb 1<sup>st</sup> 1900 Notary Public

John Adkins 18 - years  
Gas - E " 15 "  
The two above names are broken  
to above petitioners and are under  
age

Petition  
of Lucy and Gray

Lucy & Petition  
Lucy & Gray

Attest

Affidant of  
J. H. Adkins.

To the Deane's Commission  
on Citizenship in the  
Five Civilized Tribes in the Indian Territory.  
This is to certify that Lucy Ann Kragg is  
my daughter, born to me by her mother,  
Mary J. Adkins, and was married to Stephen H. Kragg  
in the year 1878.

Her mother's maiden name was  
Mary J. Willone, a daughter of Snelone Willone  
of the State of Virginia, originally from North Carolina.  
The Willone family were Cherokee Indians  
by blood. I ~~know~~ knew them well while in Virginia  
being intimately acquainted with them for more than  
20 years and coming West with them.

They also showed that they were Indians by their  
characteristic traits, such as fondness for hunting  
& dancing, also features & color.

My age is 55 years. My P. O. address  
is Lehigh, Ark.

Witness my hand and seal this 5<sup>th</sup> day  
of September, 1896.

J. H. Adkins (Seal)

Subscribed and sworn to before  
me this 5<sup>th</sup> day of September 1896.

A. R. Canoll

My Commission Expires  
Jan. 6th 1900.

Notary Public



2978

135

affidavit  
J P McCombe

subscribed

Lucy  
Libby, Anne Briggs

v.

Edw. C. Watson

Filed Sept 9 1892

U. S. M<sup>rs</sup> H. M. M<sup>rs</sup>

-Com-

Refected

transferred by  
ack!

As a Justice Commissioner

My citizenship in the Five  
Civilized Tribes in the Indian Territory.  
This is to certify that I have known Mrs. Judy  
Anna Snuggs for about 17 years and that she is a  
daughter of Craft and Mary J. Adkins, & that she  
married P. H. E. Snuggs in 1878. - Mrs. Mary J.  
Adkins who is now dead, told me that she <sup>(Mrs. Adkins)</sup> was a  
daughter of Landon Tilton of the State of Virginia,  
and that she was a Cherokee Indian by blood.  
And it was generally believed by those who were  
acquainted with Mrs. Adkins, that she was of  
Indian descent.

My Post Office Address is Mulberry Creek,

and I have known interest whatever in  
the prosecution of said claim

Witness my hand this 3<sup>rd</sup> day of Sept 1896

J. D. Hcomb,

Subscribed and sworn to before me this  
3<sup>rd</sup> day of September 1896

J. W. Storie

Notary Public

My com expires Feb 1<sup>st</sup> 1900

**End**

889



I make of the name of Jesse Rogers as a citizen of the Cherokee Nation

Affidavit of Thomas J. Taylor

Thomas J. Taylor having been by me first duly sworn to tell the truth the whole truth and nothing but the truth on his oath states that he is 78 years old that he is a Cherokee Indian by blood a merchant and citizen of the Cherokee Nation residing at Pigeon Creek Cherokee Nation.

That he was well acquainted with Jesse Rogers lived in the old Nation who was a citizen of the Cherokee Nation by blood and who was so recognized by the authorities thereof and whose name ought to appear on the census rolls of 1877. he resided at Coosa Town Tennessee. that said Jesse Rogers had a sister named Miller Rogers who married a man named Leroy Payton.

T. J. Taylor

Subscribed and sworn before me this 26 day of August 1891

W. B. Hamlin,  
Notary Public  
Northern Dist. S. P.

my com. exp. Jan 16-94

Before the Commissioners to the five tribes

In matter of the claims of John Brown  
and children to citizenship in the Cherokee  
Nation

Supplemental to the petition of Jesse Brown

Petition

Your petitioners John Brown and his wife  
Dora Brown for themselves and for their  
children. State that your petitioners John  
Brown is the son of the original petitioner  
Jesse Brown and is therefore a Cherokee  
Indian by blood and entitled to enrollment  
as a citizen of the Cherokee Nation

That Dora Brown is his lawful wife to  
whom he was married on the 4th day of  
June 1843.

That they have two children fruit of  
said marriage born while they have lived  
together in lawful wedlock. Namely  
Rosa Brown aged 2 years. and Mary  
Brown aged 9 months both now living and  
with their parents residing in the  
Indian Territory near Castle St.

That the proof of said parentage is found  
herein in an affidavit made and subscribed  
to the original Affidavit of Jesse Brown  
at the time the original was made these  
petitioners not being aware of the

claims of Jesse Brown being prepared  
for filing did not assist in employing  
an attorney and were not joined  
until later for that reason.

Wherefore your petitioners pray that  
their names be removed as signers  
of the Cherokee Nation <sup>petitioners</sup> <sup>who signed</sup> <sup>petition</sup>  
Subscribed and sworn to before me this  
5th day of September 1886

J. S. Hancock  
Notary Public



Central Judicial District

Indian Territory

Before me W. A. W. W. the undersigned  
Authority, a Notary Public in and  
for the Central Judicial District Indian  
Territory, personally appeared Jesse Brown  
to me well known who after reading duly  
sworn says on oath that he has an  
application on file for citizenship in the  
Cherokee Nation and in that application  
the following children and grandchildren  
were omitted viz Albert Brown and  
Jahvie Brown are my children and Lee  
Allyster, Owen & Josie Blakely are my grand  
children whose names do not appear on  
the original application that their mother  
is dead. *Jesse Brown*

Subscribed & sworn to before me  
this 5 day of Sept 1896

W. A. W. W.  
Notary Public



Before the Honorable Henry T. Dawes, Clerk

J. B. Woulton

Nation's No. 4337

Commission's No. \_\_\_\_\_

In re Application of

Jesse Bracon  
et al

**Demurrer and Answer.**

FILED OCT 21,  
H. M. JACOWAY-  
SEC.

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of  
*Jesse Brown*  
for citizenship in the Cherokee Nation.

Nation's No. ....  
Commission's No. ....

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the  
said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy,  
and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant *is*  
entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said appli-  
cation, says that *Jesse Brown*

..... through whom the petitioner claim to derive *his* right  
to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since  
the removal of said Nation, west to the Indian Territory as at present located and defined; that his name  
does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now  
reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

9-9-1896

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *James L. Adair* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the  
matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the *5* day of *Oct*, 1896.

*D. L. Ball*

NOTARY PUBLIC.

Before the Commission to the five Tribes  
in matters of the claims of Henrietta Rivers  
as to citizenship in the Cherokee Nation  
Supplemental to petition of Jesse Rivers.

Petition

Your petitioners Henrietta Rivers a ~~Cherokee~~  
Cherokee Indian by blood and Charles  
E Rivers her husband a Cherokee by  
intermarriage. State that Henrietta  
Rivers is a Cherokee Indian by blood being the  
daughter of Jesse Brown petitioner who is a  
lineal descendant of William Payton or Rogers  
who was a citizen of the Cherokee Nation by  
blood. being a full blood Cherokee Indian

That Charles E Rivers is her lawful  
husband.

That their children heirs of their bodies are  
Thomas P Rivers aged 10 years. Jesse Rivers  
aged 8 years. Charles E Rivers aged 6 years. Lavinia  
E Rivers aged 4 years. and Joseph Rivers  
aged 1 year.

That all of your petitioners are now alive  
and reside in the Indian Territory. that their  
names nowhere appear on the Rolls of the Cherokee  
tribe that they are Cherokee Indians by blood  
and Charles E Rivers who is a Cherokee by  
intermarriage. wherefore your petitioners  
pray that they be enrolled as citizens of  
said Cherokee Nation together with said children

Charles C. Reeves  
Henrietta Reeves

Subscribed and sworn to before me this  
3<sup>d</sup> day of September 1846

J. H. Haines  
Notary Public



Territory of Oklahoma }  
County of Pottawatomie } ss

Personally appeared before me, W. A. Luggles, a Probate Judge in and of said County and Territory, Candy S. Linnagan, personally known to me, to a creditable witness, who being by me first duly sworn according to law, doth depose and say that he is and has been well acquainted with Jessie Brown the Applicant, for a period of fifty three years. That said Jessie Brown is a man of the age of sixty years and is the son of Henry Brown and Charlotte Brown. That said Charlotte Brown was the daughter of Leroy Payton Jr. That Leroy Payton Jr. was the son of Leroy Payton senior who was the husband of Millie Rogers. That said Millie Rogers was a full sister of Jessie Rogers whose name should appear on the Cherokee census Roll of the year 1817. Applicant further says that he knows of his own personal knowledge that the above named and mentioned parties are all of them members by blood of the Cherokee tribe of Indians.

that they are all of them legal  
descendants of Jessie Rogers aforesaid  
whose name should appear on the  
Lebanon census Roll of 1817.

Affiant further says that he has  
known Nancy Miller for a period  
of fifty-three years. that said  
Nancy Miller is fifty-eight years  
old. and is a full sister of the  
aforesaid Jessie Brown. the  
Applicant aforesaid.

Affiant further depose and says  
that he is sixty-eight (68) years  
of age. and has no interest  
whichever in the termination of this  
matter.

Conrad S. Pennington

subscribed and sworn to before me  
this the 7<sup>th</sup> day of August 1896

W. A. Angler

Notary Judge

Affidavit  
of  
Andrew J. Smith



Cherokee nation }  
Tahlequah Dist- } ss

On this the 6<sup>th</sup> day of December 1894

Personally appears before me the undersigned  
deputy clerk for Tahlequah District - C N

Andrew J. Smith well known to me to  
be creditable before the courts of the Cherokee  
nation after being by me duly sworn —

According to Lane says my age is 35 years  
a resident of Tahlequah Dist- C N

Post Office address Tahlequah N

Deponent - says that he was well  
acquainted with Jesse Rogers who  
lived at Coosa town in the State of  
Tennessee and knows that he was a Cherokee  
Indian by Blood and his name should  
appear on the Rolls of Cherokee Indians by  
Blood Taken in the year 1817.

Since meeting with the Applicant - Jesse  
Brown and from the conversation I am  
fully satisfied that he is a direct lineal  
descendant - of the above referred to Jesse  
Rogers. He further states that the Applicant -  
Jesse Brown has great resemblance of the above  
named Jesse Rogers and shows plainly by  
his looks that he is a Cherokee Indian  
by Blood. He further states that he is in  
no way interested in the prosecution of the  
claim of Jesse Brown for Readmission  
to Citizenship in the Cherokee nation



Andrew ~~X~~ Smith  
Deceased and subscribed to the  
R. M. Garrison  
Society

Affidavit  
of

Andrew J. Smith

Before the Commission to the five Tribes  
In matter of the estate of Jesse Brown et al  
to citizenship in the Cherokee Nation  
Petition and Affidavit of Louisa Harper  
Louisa Harper having been duly sworn on the oath states  
that she is 36 years old that her father is Jesse Brown  
the petitioner above named that she has a first sister  
named Henrietta Brown aged 32 years that she has a half  
sister Edna Cantrell one Brown aged 16 and a half brother half of  
Edna - Edwin Brown aged 16 also and Henry Brown aged 14 years the  
last named three children being the father's children by his second  
wife that she Offspring married Henry Harper and while  
living with him on lawful wedlock she had the following  
children by him namely Wesley Harper aged 15 years  
William Harper aged 6 years and Frank Harper aged 4  
years and Jessie Harper aged 6 mos. all of which  
are now living with her and residing in  
the Cherokee Nation.

Witness to mark

Louisa Harper  
mark

J. J. Scott

Subscribed and sworn to before  
me a Notary Public in and for the  
Northern District Ind. To. this August 14<sup>th</sup> 1876

J. Buchanan  
Commissioner Gold Price  
Expire March 20<sup>th</sup> 1877

Before the Commission to the Five Tribes  
In matter of the Claim of John Brown et al

Affidavit of Sara Brown

Sara Brown states on oath that she is  
the lawful wife of John Brown, and  
that while living with him in lawful  
wedlock she has given birth to

the following children namely  
Rosa Brown aged 3 years and Alvy  
Brown aged nine months of which  
John Brown is the father

Witness W. B. Richard <sup>his</sup> Sara Brown  
subscribed and sworn to before me  
this 5th day of September A.D. 1896

J. S. Hancock  
Notary Public

JOHN H. MOSIER  
ATTORNEY AT LAW  
201-202 IOWA BUILDING  
PHONE 1677  
MUSKOGEE, OKLAHOMA

4748

December 22, 1908.

Cassidy & Engart,  
Shawnee, Oklahoma.

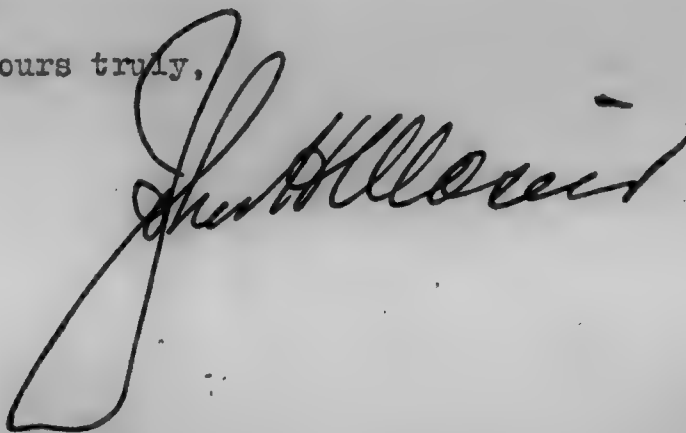
Gentlemen:

Answering yours of the 15th which came while I was attending court at Norman, would say that in order to determine whether your man Jess Brown and his children are entitled to citizenship, it will be necessary for me to go to the rolls and examine the entire record. This will take a few days as there is considerable red tape to go through before getting the old records of the Daws Commission.

As to the proper course to pursue, will say that if your clients are entitled to enrollment application will again have to be made to the Daws Commission and a showing made why they were stricken from the rolls and why they are entitled to reinstatement. This is all to be done here at Muskogee.

I will let you hear from me as soon as I succeed in getting at the records in this case.

Yours truly,





and petitioner respectively within the time and place stated and will ever pray, etc.

Attorney for petitioner

The aforementioned petitioner, Nancy Miller says that the statements set forth in the above and foregoing petition are true according to his best knowledge, information and belief.

Petitioner.

Subscribed and sworn to before me, this 2 day of April, 1896.

Nancy Miller

No. \_\_\_\_\_  
APPLICATION OF  
Nancy Miller Et. Al.,  
for  
Enrollment in Cherokee Nation  
Filed on the \_\_\_\_\_ day of \_\_\_\_\_ 189\_\_\_\_  
Sec. U. S. Com. Five Civ. Tribes.  
Attorney for Petitioner.  
CAPITAL PRINT, South McAlester.

# APPLICATION FOR ENROLLMENT.

Before the United States Commission to the Five Civilized Tribes of Indians:

*Nancy Miller* Et. Al.  
 PETITIONER,  
 VS. *Cherokee* Nation, Indian Territory,  
 RESPONDENT.

APPLICATION FOR ADMITTANCE AND ENROLLMENT.

TO THE ABOVE NAMED HONORABLE COMMISSION:

Your petitioner *Nancy Miller* states that *Jesse Rogers*  
 was a *Cherokee* Indian by blood, was duly recognized by the proper authorities as such in  
*and Cherokee Nation in Tennessee* and enjoyed all the rights, privileges,  
 benefits and immunities of other *Cherokee* Indians by blood in the said *Cherokee*  
 Nation or Tribe of Indians, and that the name of the said *Jesse Rogers & Millie Rogers* appears  
 or should appear upon the authenticated rolls of the said *Cherokee* Indians for the year *1817*

That the petition is a lineal descendant of the said *Jesse Rogers* to-wit  
*Millie Rogers was a sister of Jesse Rogers, she married*  
*Leroy Paton, a white man their son Leroy Paton Jr*  
*married a white woman their daughter Charlotte Paton*  
*married Henry Brown who was the father of*  
*Nancy Miller the petitioner*

That under the constitution,  
 laws, usages and customs of the said *Cherokee* Nation or Tribe of Indians, and the laws of the United  
 States, and treaties with said Indians, your said petitioner is entitled to be admitted and enrolled as a citizen and member  
 of said *Cherokee* Tribe of Indians in Indian Territory and entitled to all the rights, benefits,  
 privileges and immunities of other *Cherokee* Indians by blood.

That there are now living legal descendants of your said petitioner *Seven* persons, as follows, to-wit:

<i>Martha Watson</i>	a <i>Daughter</i>	and	<i>23</i>	years of age
<i>Sarah Antwine Watson</i>	a <i>Grand daughter</i>	and	<i>5</i>	years of age
<i>Laman Marie Watson</i>	a <i>Grand daughter</i>	and	<i>4</i>	years of age
<i>Isaiah Watson</i>	a <i>Grand daughter</i>	and	<i>3</i>	years of age
<i>Mr Henry David</i>	a <i>Son</i>	and	<i>26</i>	years of age
<i>Will Caldwell</i>	a <i>Grandson</i>	and	<i>17</i>	years of age
<i>Nancy Higgins</i>	a <i>Grand daughter</i>	and	<i>22</i>	years of age
	a	and		years of age
	a	and		years of age

Wherefore, the premises considered, your petitioner prays that *her* name, with those of

POOR ORIGINAL -  
 BEST AVAILABLE COPY

The said descendants to-wit:  
Martha Watson, Sarah Gertrude Watson, Samson Marie Watson,  
Joseph Watson, William David, Will Caldwell  
and Nancy Higgins be enrolled and admitted to all the rights, benefits, privileges and  
immunities of other Cherokee Indians, in and to the Cherokee Nation or  
Tribe of Indians, in Indian Territory, and your petitioners will ever pray.

And in support of said claim herewith submits the affidavits, depositions and record evidence namely:  
  
and petitioner respectfully awaits the time and place when his application shall be heard and tried, and petitioner  
will ever pray, etc.

Attorneys for petitioners.  
The aforementioned petitioner, Nancy Miller says that the statements  
set forth in the above and foregoing petition are true according to his best knowledge information and belief.

Subscribed and sworn to before me, this 2 day of Sept 1896.  
M. H. Manning Notary Public.

APPLICATION OF	
Nancy Miller	W. A.
Enrollment in Cherokee	Nation
Filed on the	day of 189
Sec. U. S. Com. Five Civ. Tribes.	
Attorney for Petitioner.	
CAPITAL PARK, South McAlester.	

No. 889

James Brown et al

vs

Cherokee Nation

Petition & Evidence

Filed 9/9/26

Hub January  
Diary

Rejected

Answered by Richard  
Attorney for Pet  
Colto DP



REGISTRY RECEIPT.

Post Office at Cocoa J.F.  
Registered Letter { No. 85 Rec'd Sept 8<sup>th</sup> 1886  
Paved }  
as Juste Broom by H.L. Richards  
addressed to St. Marys Pm Chief Charles H. H.  
Deliquet J.F.  
Manassas P.M.

Before the Commission to the first tribe

In matters of the claims of  
Jesse Brown and his children  
Louisa Harper and her children  
Hannette Rivers and  
Charles & Rivers and their children  
John Brown and his children  
Nancy Watson and her children  
To Citizenship in Cherokee Nation  
Petitions of above named first heads of  
families, and <sup>4</sup> ~~children~~ <sup>in Cherokee Nation</sup> ~~children~~ in support thereof  
Hannock & Richards  
Attys for Pet  
Caddo L.P.

United States of America  
Indian Territory

Central Judicial District

Personally appeared before me the undersigned  
authority at my Office in said District and Territory  
Jesse Hannock who states that he per Mr. Richards  
Attorney for Petitioners mail a registered package  
addressed to Mr. Mayor Chief of the Cherokee  
Nation Taliquah L.P. which said package contained  
two full and correct copies of all papers hereto  
attached and that the Registry receipt  
hereto attached is the Post Masters receipt  
therefor  
J. Hannock

Subscribed and sworn to before me this day  
of September 1896 J. Hannock  
Notary Public

<sup>a</sup>  
150 - 889

Nation's No. 786. A.

Commission's No .....

In re Application of

Thomas Jefferson Brown.

**Demurrer and Answer.**

FILED SEPT 26 1896.

\*A. S. T. R. C. N.

COM'R

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Coburn, and  
A. B. Montgomery, Commissioners.

In the matter of application of.....  
Thomas Jefferson Brown.....

Nation's No. 796. A.

Commission's No. ....

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the  
said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy,  
and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant is  
entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said appli-  
cation, says that Bird

..... through whom the petitioner claim to derive their right  
to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since  
the removal of said Nation, west to the Indian Territory as at present located and defined; that his name  
does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now  
reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By Hutchings, Hastings & Boudinot..... Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the  
matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the 12th day of Sept. 1896.

John L. Adair  
D. J. Ball  
NOTARY PUBLIC.



150 - 889

Nation's No. 4897

Commission's No.

In re Application of

Jefferson Brown

Demurrer and Answer.

FILED OCT. 21,  
H. M. JACOWAY-  
SEC.

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabanis, and  
A. B. Montgomery, Commissioners.

In the matter of application of.....  
*Jefferson Brannon*  
.....  
for citizenship in the Cherokee Nation.

Nation's No.....  
Commission's No.....

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

- 1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.  
2nd. That the application does not state facts sufficient, if true, to show that the applicant *is* entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but basing upon the same for answer to said application, says that.....  
*John B. Aldridge*  
..... through whom the petitioner claim to derive *his* right to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *William M. Mearns* Attorneys.  
*John B. Aldridge*  
John B. Aldridge, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the *15* day of *over* 1886.

*J. B. Aldridge*  
NOTARY PUBLIC.

Before the Commission to the Five Tribes

In matter of the claims of Jesse Brown et al to  
Citizenship in the Cherokee Nation

Petition &

Affidavit of Jesse Brown

Jesse Brown being here by one duly sworn on his  
oath states that he is 60 years old that he is the  
Petitioner above named that his father's name was Henry  
Brown & that he is now dead that his mother's name was  
Charlotte Brown ne Charlotte Payton who was the daughter  
of Leroy Payton Jr. "reputed by family history to have been  
the son of Leroy Payton Sr. who was the husband of Miller  
(Rogers) <sup>Payton</sup> who was the mother of Leroy Payton Jr.  
that he is a Cherokee Indian by blood through his said  
great grandmother Miller Payton ne Rogers who was a great  
aunt of Jesse Rogers.

That his <sup>first</sup> wife's name was Ellen Brown ne Baker that  
she is now dead that by he were born to him while living with her  
lawful wedlock the following children namely Louisa Brown who married  
George Harpely whom she had five children and Henrietta Brown who  
married Charles Rivers by whom she had 5 children that his first said  
wife being dead he was again married to Lettie Williams now dead by  
whom he had the following children namely Edna Brown aged 16 years  
who married Thomas Lintner and her two brothers Edwin Brown also aged 16 years  
and Henry Brown aged 14 years that all of his said children  
are now living and their children with them that  
Louisa Harpely's husband is dead that she and her children  
are now living in the Cherokee Nation also the offspring of Edna  
It is my purpose and to take up an actual residence in the  
Cherokee Nation and I am making preparations to that end together  
with my other children Edna, Henry & Henrietta  
Jesse Brown

POOR ORIGINAL -  
BEST AVAILABLE COPY

Subscribed and sworn to before me this 12th day  
of August 1896

F. E. Folsom

Deputy A. B. Blue co

c. n.

Being under my hand and seal of Office  
this 12th day of August 1896

F. E. Folsom

Deputy A. B. Blue co

c. n.

POOR ORIGINAL -  
BEST AVAILABLE COPY



Before the Commission to the said Circuit

In matter of the Petition of Jessy Brown et al to  
Citizenship in the Cherokee Nation.

Affidavit of Henrietta Rivers

Henrietta Rivers having been by me duly sworn on  
the oath aforesaid that she is 32 years of age, that her  
husbands name is Charles E Rivers, that she was  
married to him on the 17th day of January 1885, in Annecville  
County Texas, that her maiden name was Henrietta  
Brown, that she is the daughter of Jesse Brown the petitioner  
that while living in lawful wedlock with her present  
saying husband Charles E Rivers she has given birth to the  
following children namely Thomas E Rivers aged 10 years  
Jessie Brown aged 8 years, Charles E Rivers aged 6 years,  
Lavin E Rivers aged 4 years and Joseph E Rivers aged 1  
year all of which are now living, being grandchildren  
of the aforesaid Jesse Brown petitioner.

That she has now been divorced from the said husband  
Charles E Rivers and that he is now living with her  
as usual and wife, that besides the aforesaid Jesse Brown  
that the following children brothers & sisters of the aforesaid  
namely Lammie Harper and Brown, aged 26 years, Edna and Edwin  
Brown, him aged 16 years, and Henry Brown aged 14 years  
are now living, Lammie Harper and Edwin Brown are now living  
in the Cherokee Nation. Maryettie Rivers

Subscribed and sworn to before me this 12th day of  
August 1896

F. E. Tolson

Wm H. Blue co  
clerk

POOR ORIGINAL -  
BEST AVAILABLE COPY

Giving under my hand and seal of Office this  
12 day of August A.D. 1896

F. E. Folsom  
Judge of the Court  
C. N.

Before the Deacons Commission to the five Tribes

In Matter of the Petition of Jesse Brown as to  
citizenship on the Cherokee Nation

Affidavit of Orange Collins

Orange Collins Living and by me duly sworn  
on his oath states that his name is Orange  
Collins that he is 71 years old that Callie St.  
is his post office. I am acquainted with  
the petitioner Jesse Brown he is a man  
about 60 years old. his Father's name was  
Henry Brown and his mother's name was  
Charlotte Brown the wife of said Henry Brown.  
her name before she was married was Charlotte  
Payton. I was acquainted with her father his  
name was Leroy Payton Jr. who was the  
son of Leroy Payton Sr. who married Millie  
Rogers who was the mother of Leroy Payton Jr.  
by her husband Leroy Payton Sr. Millie Payton  
nee Rogers had several Brothers one  
named Jesse Rogers. She and her  
brothers were full blood Cherokee Indians  
and so recognized. I was personally  
acquainted with all of them. I am  
also acquainted with Nancy Miller  
nee Brown. who is a full sister to Jesse  
Brown she is about 58 years old. I know  
the Rogers & Payton Families near Coatsburg.  
Subscribed and sworn to before me this  
14th day of August 1896

Orange Collins  
F. E. Folsom  
Clerk of the Court

being under my Hand and Seal of Office  
this 14 day of August A.D. 1834

F. E. Falconer  
Deputy of Blue Co.  
C. N.



**End**

890

Application for Enrollment

Before the United States Commission to the Five Civilized Tribes  
of Indians

Malinda Wood nee Coker  
Petitioner

No. -x- Affidavit of Applicant Malinda Wood nee Coker.--  
Cherokee Nation, Indian Territory  
Applicant.

Malinda Wood nee Coker being first duly sworn deposes and says,  
that she has filed in the above entitled cause for enrollment a  
Statement of Facts, that she is the daughter of William Coker and is  
now seven or two years of age and resides in De Leon, State of Texas.

Affiant states that she does not know where she was born, but was  
raised in Marion County, Arkansas. Affiant states that she is a three-  
fourths Indian by blood. That her father died ~~when she was about~~  
~~when she was about~~ in Marion County, State of Arkansas, that  
after <sup>her</sup> father's death she resided with her Grand-Father, William or Dick  
Coker, who raised her. That she continued to reside in Marion County  
Arkansas until the year of 1873, when she moved to Texas. That during  
her residence in the State of Arkansas she as well as her Grand-Father  
and father were regarded as Cherokee Indians by blood; that she had  
an uncle, known as Joseph Coker and resided in the same neighborhood with  
affiant and that he had a son, Dumps Coker, who is a first cousin of  
affiant. That about two or three years after the civil war Dumps  
Coker moved to the Cherokee Nation and died in said Nation about the  
year 1882 or 83, I also had a cousin named Jane Coker, who married a  
man by the name of Hogan, who also came to the Cherokee Nation about  
the beginning of the civil war. That in the year of 1882 or 83 affi-  
ant made application to the Cherokee Council for admission as a citizen  
and also in the year 1892, but affiant cannot state whether or not

her said applications were ever considered by said Council. That  
affiant had some important ~~witnesses~~ affidavits of witnesses in  
reference to her ancestors, and that said witnesses have since died  
and that affiant has been unable to get their affidavits that were  
filed with said council.

That affiant married a man by the name of William S. Wood in  
Warren County, Arkansas, and that the descendants mentioned and set  
out in affiant's application for enrollment are her legal heirs.

Affiant further states that she had a brother named William Coker  
who married a woman by the name of Elizabeth, that her said brother died  
about the year 1872.

Affiant further states that Thomas B. Wood, Sylvester Wood and James  
I. Wood and their descendants reside and have resided in the Indian  
Territory for the last three years.

Witness

James Mayness

Malinda <sup>her</sup> Wood <sub>mark</sub>

Subscribed and sworn to before me this 14 day of August 1890.

John Shriver

Notary Public.

in Forkumucki Co Tex



Application for Enrollment;

Before the United States Commission to the Five Civilized Tribes  
of Indians.

Malinda Wood nee Coker Et Al.

Petitioner,

Vs. -x- Application for Admittance and Enrollment. -x-  
Cherokee Nation, Indian Territory.

Respondent.

TO THE ABOVE NAMED HONORABLE COMMISSION:--

Your petitioner, Malinda Wood nee Coker, states that she is  
a Cherokee Indian by blood and that she is a lineal descendant of  
William Coker, who was known or called Buck Coker, who was her Grand-  
father, and that she is a daughter of William Coker, who was a son of  
William Coker, known or called Buck Coker, that she was a first cousin  
of George Coker, he was a recognized citizen of the Cherokee Nation or  
Tribe of Indians, who was a son of Joseph Coker, a brother of her said  
father, William Coker.

That under the constitution, laws, usages and customs of the said  
Cherokee Nation or Tribe of Indian, and the laws of the United States  
and Treaties with said Indians, your petitioner is entitled to be ad-  
mitted and enrolled as a citizen and a member of said Cherokee Tribe  
of Indians in the Indian Territory and entitled to all the rights, bene-  
fits, privileges and annuities of other Cherokee Indians by blood.

That there are now living legal descendants of your petitioner  
thirty eight persons as follows to-wit:--

Thomas B. Wood,	A Boy	and 40 years of age
Billa A. Ruff, nee Wood,	a girl	34 years of age
Ida M. Stevens nee Wood	..	31 .. ..
Malinda E. Frasier nee Wood,	a girl	18 years of age
William J. Wood	a boy	18 years of age
Mattie B. Wood	girl	14 .. ..
Bertha Wood	..	8 .. ..
Terence V. Wood	Boy	5 .. ..
Allie C. Ruff	girl	5 .. ..

James F. Huff	a girl	4 year of age		
James F. Huff	boy	2 months old.		
James F. Huff	..	3 years old.		
James F. Huff	..	40 years of age.		
Holland T. Wood	..	20	..	..
Holland T. Wood	..	18	..	..
Zella	..	2	..	..
Andrew T. Wood	..	20	..	..
Edwin T. Wood	..	20	..	..
James T. Wood	..	18	..	..
Malinda T. Wood	..	13	..	..
James T. Wood	..	11	..	..
Benjamin T. Wood	..	9	..	..
James T. Wood	..	4	..	..
Elie T. Wood	..	3	..	..
James T. Wood	..	12	..	..
Alie T. Wood	girl	23	..	..
James T. Wood	boy	12	..	..
Benjamin T. Wood	..	10	..	..
James T. Wood	..	10	..	..
Elie T. Wood	girl	11	..	..
James T. Wood	..	3	..	..
Thomas T. Wood	boy	6	..	..
James T. Wood	girl	4	..	..
Elie T. Wood	boy	2	..	..
James T. Wood	..	40	..	..
Benjamin T. Wood	girl	17	..	..
James T. Wood	..	12	..	..
Elie T. Wood	boy	11	..	..

Therefore, the premises considered, your petitioner prays that her name and that of her above named descendants be enrolled and admitted to all the rights, benefits, privileges and immunities of other Cherokee Indians, in and to the Cherokee Nation or Tribe of Indians, in the Indian Territory, and your petitioner will ever pray

The above named petitioner, Malinda Wood nee Coker, says that the statements set forth in the above and foregoing petition are true according to her best knowledge, information and belief.

*Malinda Wood*  
*Malinda Wood*  
 Petitioner.

*James Maynes*  
 Subscribed and sworn to before me this 14 day of August 1890.

*John Switzer*  
 Notary Public  
 in & for Comanche Co Tex

# AFFIDAVIT.

United States of America  
Northern District of Texas  
District Judge Perry

SS.

In the case of Malinda Wood claimant for citizenship  
in the Cherokee Nation Indian Territory, as a Cherokee Indian by blood, before the Honorable "Dawes  
Commission," authorized under act of the Congress of the United States.

Personally appeared this day before me George Wilkerson a District  
within and for the District aforementioned, duly authorized  
to administer oaths George Wilkerson to me personally  
well known to be reputable and entitled to credit, and who being by me duly sworn, according to law,  
deposes and says: My name George Wilkerson; my age is 84  
years; My residence address is Pahleguah

I am a citizen of the Cherokee Nation by blood by occupation:

And affirm as follows in relation to the above-named case, as follows, to-wit:

I have well acquainted with William or Buck  
Coker he was known as a Cherokee by blood. I know  
said Coker in the State of Tennessee I was  
also acquainted with his son William Coker and  
he was always known as a Cherokee Indian by  
blood and I have never heard the Cherokee blood  
of said William Coker disputed or denied and  
the name of said Coker should appear upon the  
Census rolls of the Cherokee Nation made in the  
year 1835. Affiant further states that he  
has no interest in the prosecution of the

above named case.  
Subscribed and sworn to before me at Pahleguah 9<sup>th</sup>  
this the 28 day of Aug 1894. George Wilkerson  
District Judge  
St. Boyles Acting Probler  
Northern District of T.

# AFFIDAVIT.

United States of America )  
 Northern District of )  
 Indian Territory )  
 Malinda Wood

In the case of Malinda Wood claimant for citizenship  
 in the Cherokee Nation, Indian Territory, as a Cherokee Indian by blood, before the Honorable "Dawes  
 Commission," authorized under act of the Congress of the United States.

Personally appeared this day before me M. J. Gormley a Notary  
 Public within and for the District of the above-named, duly authorized  
 to administer oaths to me personally

well known to be reputable and entitled to credit and who being by me duly sworn, according to law,  
 deposes and says: My name is M. J. Gormley; my age is 76  
 years: My post-office address is Tahlequah Ind. Terr.

I am a citizen of the Cherokee Nation Indian Territory by occupation:

And affiant declares in relation to the above-named case, as follows, to-wit:

I was well acquainted with Buck Coker (whose  
 right name was William Coker). In Annuaire the old  
 Nation, said William Coker left that country about the  
 year 1842 or 1843 and he was known as a Cherokee Indian  
 and I never heard the Indian blood of said Coker's  
 disputed  
 William T. Coker

Witness

J. R. Allen

Subscribed and sworn to before me at  
 Tahlequah, Ind. Terr. this the 22<sup>nd</sup> day of August  
 A.D. 1896.  
 M. J. Gormley,  
 Notary Public  
 Northern Dist. & T.

My Comm. Ex. 16-99.

3



# AFFIDAVIT OF WITNESS

In the matter of Petition and Memorial of *Malinda Woods-Coker*  
for Admission to Citizenship in the *Cherokee* Nation.

STATE OF *Arkansas*  
COUNTY OF *Leflore*

Before me, the undersigned, a Notary Public in and for the County and State aforesaid, personally appeared *George H. Vann* who, after being by me duly sworn, states: That *he* is *80* years of age, and a resident of the State of *Indian Ter.* and *County of Sequoyah* and that *he* is personally acquainted with *Malinda Woods* who is an applicant for citizenship in the *Cherokee* Nation. Affiant further states:

*(Here set out all that you know of the family and ancestry of Indian blood.)*  
Affiant says: That he was born in the old Cherokee Nation in Tenn. and was well acquainted with one William Coker - known as Buck Coker. That said William or Buck Coker, was married and had a family, among whom was a son named William C. Coker, who affiant also knew in Tenn. That William or Buck Coker was a full blooded Cherokee Indian and always recognized by all Indians. His wife was a white woman, and his son William was a half blood, but was always recognized as an Indian. William C. Coker married a white woman, and had a family by her, among whom was Malinda Coker who afterwards married William Wood, that he has often talked with William C. Coker, and knows that he always recognized the Applicant Malinda Wood as his daughter, that he has also talked with old Charly Fry and Bullet Foreman, both Indians who were acquainted with the Applicant and knew that she was 1/4 Cherokee Indian by blood.

Affiant further states: That *he* has known the said *Malinda Woods* for the past *30* years, and knows that *she* has been and is recognized by *the parties above named and others* as having *Cherokee* Indian blood, and that the complexion and physical appearance of the said *Malinda Woods* indicate that *she* is of Indian blood and descent. Affiant says, that from the above facts and circumstances, and from what he has heard and knows of the family of the said *Malinda Woods*, he believes the said *Malinda Woods* to be a descendant by blood of the *Cherokee* Indian tribe.

*Attest Ph. E. Ward, Affiant can write his name, but had no place with him, could not see to write.*

Subscribed and sworn to before me this *24* day of *August* 189*4*

*Ph. E. Ward*  
Notary Public

My Commission expires *12-23-1897*

AFFIDAVIT FOR CHEROKEE CITIZENSHIP.

CHEROKEE NATION.  
*Tahlequah* District.

Personally appeared before me

*Watt Christie*

who after being duly sworn according to law, deposeth

and said:

I am a Cherokee by blood and a citizen of the Cherokee Nation My Post Office is

*Tahlequah*  
*Copier*

I was personally acquainted with *Melinda Wood nee*

who was a Cherokee by blood in the old Cherokee Nation.

and who was accepted as one

*fourth*

and whose descendants are entitled to all the rights and privileges of other Cherokees, under article first of the treaty of 1846, and under the treaty of 1866, between the Cherokees and the United States. Giving all that can prove Cherokee blood, by primary evidence and according to the requirements of the Cherokee laws, and under the constitution of 1868, approved December 8th, 1868, by the National Council of the Cherokee Nation, an act providing for the appointment of a commission to try and determine applications for Cherokee Citizenship, and all such proof which is made to the fulfillment of the Cherokee laws, shall be accepted and recognized as good proof.

*Watt Christie* his  
*man*

Sworn to and subscribed to before me, on this the

*12<sup>th</sup>* day of *November*, 189*5*

*Jos L Adair*

*Chas Spence*  
Deputy Clerk  
*Tah. Dist. C. N.*

AFFIDAVIT FOR CHEROKEE CITIZENSHIP.

CHEROKEE NATION.

District.

Personally appeared before me

Thomas J Taylor

who after being duly sworn according to law, deposeth

and said :

I am

Sahlequah  
Coker

a Cherokee by blood and a Citizen of the Cherokee Nation

My Post Office is

I was personally acquainted with

Malinda Wood nee

who was a Cherokee by blood in the old Cherokee Nation, now

and she was accepted as one

fourth

and whose descendant was entitled to all the rights and privileges of other Cherokees, under article first of the treaty of

1846 ; and under the treaty of 1866, between the Cherokees and the United States. Giving all that can prove Cherokee

blood, by prima facie evidence and according to the requirements of the Cherokee laws, and under the constitution of 1886.

approved December 9th, 1886, by the National Council of the Cherokee Nation, an act providing for the appointment of a com-

mission to try and determine applications for Cherokee Citizenship, and all such proof which is made to the fulfillment of

the Cherokee laws, shall be accepted and recognized as good proof. Thomas J Taylor his mark

Sworn to and subscribed to before me, on this the

12<sup>th</sup>

day of

Nov.

1891-

John L. Hester Jr

Arch Spears  
Deputy Clk. Sub. Dist.  
C. No

#1033

Melinda Wood del

vs

Cherokee Nation

Filed Sept 5<sup>th</sup> 1896

A.S. McKinnon

Clerk

P.O. of J. Wood  
Seipin St.



United States of America, In the Case of  
Northern Ind. Ind. Ter. } Malinda Wood

Claimant for citizenship in the Cherokee  
Nation as a Cherokee by blood personally  
came this day before me a Notary  
written and for the said aforesaid Levi Fish  
who after being duly sworn according to  
oath and says that he is 79  
years my past office is Public  
Ind. Ter. I am a citizen of the Cherokee  
Nation and I declare in relation  
to the above named case as follows:-

I was personally acquainted with William  
Coker who was a half bred Cherokee  
Indian, I was also acquainted with his  
daughter Malinda Coker and she was a one  
fourth Cherokee Indian, I was acquainted with  
them in Tennessee and they were recognized as  
Cherokee and I have never heard the said  
Cherokee right disputed or denied.

Witness J. D. Aldridge

Levi <sup>his</sup> Fish  
Notary

Subscribed & Sworn to before me this 3<sup>rd</sup> day  
of Sept. 1896

W. D. Weston  
Notary Public

## AFFIDAVIT.

*Malinda Mott*

vs

CHEROKEE NATION.

Nation's No 697

Personally appeared before me, the undersigned, *Malinda Mott*, of the  
Senate Court, *Malinda Mott*, who being sworn states that she knows  
the reputation of *T. B. Mott*, *John Mott*, *Wm. Mott*, *Wm. Tackett*, *J. R.*  
for truth and veracity in the neighborhood where they reside, that it is bad; that they are  
known as "Standing Witnesses" in Citizenship cases; and that affiant would not believe them under  
oath.

*John M. Starr*

Subscribed and sworn to before me this 28

day of

*Sept*, 1896.  
*D. J. Ball*

Notary Public.

AFFIDAVIT.

*Malinda Wood*

Nation's No *697*

CHEROKEE NATION.

Personally appeared before me, the undersigned *Chas O. Faye* *Thos W. Perry*  
*Mitchell Ellis* *Wm Wheeler* *D. W. Ross*  
who being sworn states that *they* know  
the reputation of *George W. Vann*  
for truth and veracity in the neighborhood where *he* resides; that it is bad; that *he*  
known as "Standing Witnesses" in Citizenship cases; and that affiant *D.* would not believe them under  
oath.

*D. W. Ross*

*Chas O Faye*  
*Thos W Perry*  
*Mitchell Ellis*  
*Wm Wheeler*

Subscribed and sworn to before me this *26*

day of *Sept*, 1896.

*W. H. Littlejohn*

Notary Public.

CONTINUE.

In addition to the affidavit impeaching the witnesses in this case which contains nearly all the professional witnesses, we respectfully ask your attention to the testimony of Watt Christie and Thomas J. Taylor. They ~~swear~~, that they knew the applicant in the Old Cherokee Nation in Tennessee. Whereas the applicant says she was reared in Arkansas, and so far as her testimony shows was never, in her life, east of the Miss., river. We respectfully submit that these people who have been <sup>perjuring</sup> ~~swearing~~ themselves to that set form of affidavits <sup>in hundreds</sup> of cases before this Commission should be prosecuted for the palpable falsehood testified to by them in this case.

Again, this applicant has sworn that she had relations by the name of Coker in this Nation. If that were true, and it is true, that there are citizens of the Cherokee Nation by that name, and well known citizens, she could surely have gotten their affidavits to substantiate her statement.



Nation's No. *607*  
Commission's No.

In re Application of

*Maude Wood*

**Demurrer and Answer.**

FILED *Oct 2 1911* ★  
A. S. *FILED*

Before the Honorable, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of

*Malinda Wood Family*

Nation's No. *697*

Commission's No. ....

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant *S. A. W.* entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said application, says that

*William Coker*

through whom the petitioner *claim* to derive *their* right to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither *he* nor any of *his* ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *Hutchins, Hastings & Dondosh* Attorneys

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true to the best of his knowledge and belief.

Subscribed and sworn to before me this, the *22* day of *Sept.*, 1896.

*J. J. Ball*

NOTARY PUBLIC.

Northern Dist Ind Ar  
United States America

J. J. Wood

do hereby Certify that I have this  
day served upon the Principal Chief of  
the Cherokee Nation a true Copy of  
the paper in the Case of Malinda  
Wood for Citizenship in the Cherokee  
Nation and I was refused a receipt  
for same.

J. J. Wood

Subscribed and sworn to before me  
this the 3<sup>rd</sup> day of Sept 1896

J. J. Wood

Notary Public

my Commission Expires Jan 3<sup>rd</sup> 1900

**End**



891

A

---

Nation's No. *100*  
Commission's No.  
In re Application of

*Wm. H. H. H. H.*

---

**Demurrer and Answer.**

FILED SEPT. 2 1890. \*

\*A. S. MCKENNON\*

—COM 'R'—

---

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of

*Wm. Henry ...*

Nation's No. *354*

Commission's No.

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant is entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said application, says that

Through whom the petitioner claims to derive his right to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *John L. Adair, Executive Secretary* Attorneys

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the

*John L. Adair*  
day of *Sept.* 1896.  
*D. J. Ball*  
NOTARY PUBLIC.

## Citizenship Document Receipt.

EXECUTIVE DEPARTMENT,  
CHEROKEE NATION.

Tahlequah, Indian Territory, *August 31<sup>st</sup>* 1896.

Without waiving legal service, or hereby entering an appearance for the Cherokee Nation, we acknowledge the receipt of the following documents, purporting to be copies of the originals:

*Application of Mrs. Nona Hinkle of  
Melroe, Kans.*

*Affidavit of William Logan.*

WILLIAM W. HASTINGS,

FRANK J. BOUDINOT,

WILLIAM F. HUTCHINGS,

Attorneys for the Cherokee Nation.

By

*F. J. Boudinot*



now 1 anble

State of Kansas  
Cherokee County) William Logan, after  
being duly <sup>sworn</sup> depose and say that  
he is 83 years old and is a Cherokee  
Indian by blood, and now a citizen  
of Cherokee County State of Kansas  
and a son of Gacharia Logan who  
family lived in the old Cherokee  
nation which is now the State of  
~~Georgia~~. Gacharia Logan name  
should appear on the Census Roll of  
1835 and 1838. Gacharia Logan might  
now never disputed as a Cherokee  
Indian by blood, and he had a son  
and his name was William Logan, and  
William Logan had a Daughter and her  
name was Adaline Logan and she mar-  
ried a man by the name of Robert Beggs  
so her name ~~was~~ is now Adaline  
Beggs nee Logan, and Adaline Beggs  
nee Logan had a Daughter and  
her name is Martha Beggs who married  
a man by the name of Eli Cheneveth  
so her name is now Martha Cheneveth  
nee Beggs, and Martha Cheneveth nee  
Beggs had a daughter whose name is  
Nora Cheneveth who married a  
man by the name of George Double

so her name is now ~~Monter~~ <sup>Monter</sup> ~~Chapman~~  
~~nee Chapman~~ <sup>Monter</sup> ~~Chapman~~  
she is the Cherokee nation Indian Service  
and she is a Cherokee Indian by blood  
William <sup>his</sup> Lagon  
mark

Subscribed and sworn to before  
me this 25 day of Aug 1824  
John Holcomer  
Notary Public  
born & sworn June 20<sup>th</sup> 1790

State of Kansas }  
Cherokee County } Mrs Nora Kauble  
after being duly sworn  
deposeth and says that she  
is 71 years old and a  
Cherokee Indian by blood  
and now a resident of  
Cherokee County and State of  
Kansas and a great great Grand  
daughter of William Logan  
whose father's name was  
Zachariah Logan who formerly  
lived in the old Cherokee  
Nation now the State of  
Tennessee William Logan who  
is the son of Zachariah Logan  
had a daughter and her name  
~~was~~ Adaline Logan who  
married a man whose name is  
Robert Beggs Adaline Beggs  
had a daughter whose name  
is Martha Beggs who married  
a man by the name of Eli -  
Chenoweth whose name is now  
Martha Chenoweth nee Beggs  
Martha Chenoweth had a daughter  
whose name is Nora Chenoweth  
who married a man by the  
name of George Kauble her name  
is now Nora Kauble nee Chenoweth  
who is the applicant for Citizenship  
in the Cherokee Nation in the Indian  
Territory and who is of Indian  
Blood. Mrs Nora Kauble  
Subscribed and sworn to before  
me this the 2. day of Sept:  
1896

J. M. Holcomb  
Com' Expires June 11, 1900. Notary Public

No. 10.59.

Miss Anna K. Noble

v.

Charles Watson

Filed Sept. 5, 1896.

H. W. Johnson  
Secy.

*[Signature]*

Charles Watson,



Application for Cherokee Citizenship  
To Honorable James Johnston

Gentlemen

The undersigned your  
petitioner that now makes  
this his application for  
admission to citizenship  
in the Cherokee Nation in  
accordance with the  
Constitution and respectfully  
makes the follow-  
ing grounds of his his  
application to wit

That he is the descendant  
of one Zachariah Logan  
who the undersigned fully  
believes was duly enrolled  
upon the Census Rolls of the  
Cherokees as Good Citizen of  
the Cherokee Nation taken  
and made between the years  
1835 and 1838

The undersigned hereby  
presents the above facts as  
the lawful grounds for this his  
application for Cherokee Citizen-  
ship by blood and respectfully  
awaits the time when she will  
be truly heard and tried

Respectfully submitted

Age 21 years Post Office  
Melrose Cherokee Co Kans  
Family with relationship  
attached as follows

Name	Age	Sex	Relationship
Rona Kumble	21	F	Mother
Zvonett Kumble	2	<del>son</del>	Daughter
Harry B Kumble	1		Son

In witness of which applicant  
I hereunto set my hand on this  
the 25<sup>th</sup> day Aug 1896

Mrs Rona Kumble  
J M Holcomb  
Notary Public  
Comm 27<sup>th</sup> June 1895

**End**

812



**Commission to the Five Civilized Tribes.**

VINITA, IND. TER., .....1896.

See that you swear to your Petition.

Evidence of service of copies on the Chief or Governor may be secured as follows: If convenient get his receipt to file with your papers. If you cannot do this, register to him, and have some disinterested person to make affidavit in form about as follows:

I, W. H. Porter, do solemnly swear that on the 31 day of August, 1896, I saw a package registered at the postoffice at Pahokee, Okla., addressed to Principal Chief Governor or Chief of the Cherokee Nation, Ind. Ter., that registry receipt, No. 54, received from postmaster, hereto attached, is a receipt for said package, which contained true copies of the application of Thomas, Charles and of the affidavits of W. H. Porter and W. H. Porter in support of same.

Subscribed and sworn to before me, on this 31 day of Aug., 1896.

D. L. Watts Clk Sup Court

Attach receipt to this affidavit and send with papers to the Commission at Vinita, Indian Territory. This takes the place of the former instructions, as we understand that packages are not promptly receipted for by the Chiefs and Governors.

W. H. Porter  
For the Commission.

Affidavit

Thomas Martin Raper

to full faith and credit  
thence my hand and official seal  
this August 31<sup>st</sup> 1896

D. L. Hallett Bell. Sup. Ct.

By R. M. Danner Dep. Clerk

of North Carolina  
Cherokee County

James Martin Raper

being by duly sworn  
deputy of the court and say that he  
is a citizen of the Cherokee Nation  
that he is a Cherokee by virtue of blood  
that he is a son of Lewis Raper who is  
a Cherokee by blood and whose name  
is on the rolls at Washington D.C.

The affiant further  
states that he is a Cherokee by virtue of  
blood and being a former Cherokee Indian  
Member of the Cherokee Nation Indian  
Territory claims the rights and privileges  
of citizenship in the Cherokee Nation  
Indian Territory.

Thomas Martin Raper  
and sworn to before me  
this 4th day of May 1896.  
J. D. Foster, Justice of the Peace.

POOR ORIGINAL -  
BEST AVAILABLE COPY

State of North Carolina - Cherokee County  
D. L. Watts Clerk - the superior Court  
In and for the County of Cherokee and  
State of North Carolina, do hereby certify  
that J. V. Parker is a Justice of the  
Peace and for the County and State of  
said, duty Commissioned and sworn, and that  
all his official acts as such are entitled  
to full faith and credit

Witness my hand and official seal

This August 31<sup>st</sup> 1896

D. L. Watts Clk. Sup. Ct.

By D. W. Demore Dep. Clerk

Affidavit

D. L. Watts Clk. Sup. Ct.



...ation

...ation paper

1  
 Herby etc. ... 1890.  
 To the Com. Com.  
 ... ..

I have ... ..  
 in the ... ..  
 I ... ..  
 ... ..  
 ... ..

Raper ... ..	...
Raper ... ..	...
Raper ... ..	...
Raper ... ..	...
Raper ... ..	...
Raper ... ..	...
Raper ... ..	...
Raper ... ..	...
Raper ... ..	...

John A. Raper ... ..  
 Henry ... ..  
 George ... ..

Affidavit of J. M. Anderson

State of North Carolina

County of Cherokee

Personally appeared before me J. M. Anderson and J. M. Anderson

after being by me duly sworn to state that their ages are 63 and 64

and are citizens of Cherokee County and State of North Carolina

and their last office address was Cherokee County, North Carolina

that they have known J. M. Anderson for 38 years and know him to be the identical person he claims to be

in his application for citizenship in the Cherokee Nation Indian Territory and adjacent further State Territory

Thomas Baker to be the son of J. M. Anderson who is the son of J. M. Anderson

further states that they know that J. M. Anderson Baker family always has been recognized as Cherokee Indians by their neighbors

and acquaintances and the public generally as Cherokee Indians and they are now in the Cherokee Indian Roll

and have drawn money as such Cherokee Indians from the United States Government, and adjacent further

states that they have no interest in said claim.

J. M. Anderson  
J. M. Anderson

POOR ORIGINAL -  
BEST AVAILABLE COPY

Superior Court of the County of  
 before me this 3rd day of August  
 and I certify that the said  
 and B. Anderson are duly  
 known to me and are  
 entitled to full credit  
 and I further certify that  
 I have no interest in the  
 claims of said ~~Anderson~~  
 and I am not a party to  
 the same.

North Carolina, Cherokee County  
 D. L. Wells Clerk of the Superior Court  
 and for the County of Cherokee and State  
 of North Carolina do hereby certify that  
 J. C. Dwyer is an acting justice of the  
 peace in and for the County of Cherokee  
 State, duly commissioned and sworn  
 and that all his official acts as such are  
 entitled to full faith and credit. Witness  
 my hand and official seal.

This August 31st 1870

D. L. Wells Clerk of the Superior Court  
 By D. W. Dwyer J. P.

POOR ORIGINAL -  
 BEST AVAILABLE COPY



10 13

Doc Martin Raper

v.

Johnnie Watson

Filed Sept 5, 1896.

H W Janssen  
Secretary

Reptd  
Bath 1896

Murphy, N. C.

Nation's No. 280

Commission's No. 1

In re Application of

Elizabeth Raper

Demurrer and Answer.

FILED SEPT. 9 1884

A. S. McKENNON

COM'R

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of  
Charles L. Davis  
for citizenship in the Cherokee Nation.

Nation's No. 250 Dec 11 1896  
Commission's No. \_\_\_\_\_

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant is entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said application, says that the said Davis through whom the petitioner claims to derive his right to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory.

Having fully answered, your respondent asks to be hence dismissed.

John L. Adams, Ex. Secy. Ch. N.

S. H. Mayes, having been first duly sworn, states that the matters contained in the foregoing answer, are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the 22 day of Dec. 1896.

John L. Adams  
A. B. Montgomery  
NOTARY PUBLIC.

Nation's No. 322

Commission's No.

In re Application of

Ronald M. Rapier

Demurrer and Answer.

SEP 9

S. M.

Co.



Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabanis, and  
A. B. Montgomery, Commissioners.

In the matter of application of

Nation's No. 427 211 20589

Commission's No.

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant is entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said application, says that

through whom the petitioner claim to derive right to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory.

Having fully answered, your respondent asks to be hence dismissed.

S. H. Mayes, having been first duly sworn, states that the matters contained in the foregoing answers are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the

12 day of 1896.

NOTARY PUBLIC.

**End**

893

# Citizenship Document Receipt.

EXECUTIVE DEPARTMENT,  
CHEROKEE NATION.

INDIAN TERRITORY, Aug 28<sup>th</sup> 1896

Received from *John E. Egan* *25* copies of

the following documents, to-wit:  
*Application of John E. Egan, doas*  
*affidavit of James M. Egan, doas*  
*James M. Egan*

certified to by *John E. Egan*  
as true and correct copies of the originals, and constituting all of the testimony submitted to the Dawes  
Commission in support of the claim of *John E. Egan*  
*and his*  
for Cherokee citizenship.

By *J. J. Sanderson* DEPUTY SECRETARY, CHEROKEE NATION, INDIAN TERRITORY.  
*Attest in the Cherokee Nation*



Indian Territory 2  
Central Dist 3

personally appeared before me  
a Notary Public within and for the Indian  
Territory Elizabeth Casey who after being  
duly sworn according to law  
deposed and says that she is a resident  
of the Cherokee Nation that she is about 57  
years of age my post office address is  
Burgess and I was personally  
acquainted with John R. Fisher and  
that his father John Fisher was a  
son of James Fisher who was  
Cherokee & Cherokee Indian. Annie  
Fisher was the wife of James  
Fisher. James & Annie Fisher  
was my father & mother.

The affiant makes this her sworn statement  
from her own personal knowledge  
and acquaintance with the family

witness to signature Elizabeth Casey  
J. M. Treestone

W. B. McClary

Subscribed and sworn to before  
me this 10th day of August 1896  
John W. Robinson  
Notary Public

To The Lower Commission  
Wichita D. T.

Your petitioner John R Fisher  
for and in behalf of my self my  
wife and my heirs who are residents  
of the Choctaw Nation my post office  
address is Cache Choctaw Nation  
Indian Territory, makes this applica-  
tion to your honorable body for  
the purpose of being placed on  
the revised rolls of the Cherokee  
Indians of those entitled to share in  
the distribution of funds and allotments  
of lands in the Cherokee Nation  
by virtue of this Cherokee blood  
and therefore submit the names  
of my family

My wife Mary J Fisher aged 36 years  
she being my 3rd wife

My son James Fisher aged 15 years  
and his wife Louisa Fisher aged 30 years

My daughter Minnie James aged  
20 years and her husband Charles

James aged 24 years

My son Joshua Fisher aged 7 years

My son Eben Fisher aged 3 years

My son David Fisher aged 1 year

Believe me to be a Cherokee

Indian by bloods my Grand  
fathers father King Fisher was  
chief of the Cherokee Nation in  
the year 1835. My father John  
Fisher father James Fisher who  
was a Cherokee by blood married  
Annin Hensley who was the daughter  
of James & Nancy Hensley. James Hensley  
was a white man Nancy Hensley  
was a Cherokee Indian by blood  
and was a sister to James  
Doppel who was a Cherokee  
Indian by blood. My father  
was a son of James Fisher  
who was the father of Elizabeth  
Crosby.

John R. Fisher  
Subscribed and sworn to  
before me this 24<sup>th</sup> day  
of August 1896  
John W. Robinson  
Notary Public

Indian Territory  
Central Dist

I John W. Robinson a Notary Public  
withstand for the Central Dist of  
the Indian Territory, do hereby  
certify that on the 25 day of Aug 1896  
that I put in an envelope and  
sealed it up myself, true copies  
of the petition of John R. Fisher to  
the Power Co. at Vinula D.T.  
and also the affidavits of Elizabeth  
Casey and James M. M. Casey and  
registered the same to the Principal Chief  
of the Cherokee Nation at Seligman D.T.  
and that registry receipt # 36 recd.  
from the post master here  
attached is a receipt for said  
package which contained true copies  
of the application of John R. Fisher and  
of the affidavits of Elizabeth Casey  
and James M. M. Casey in support  
of same.

Witness my hand and seal  
this 1st day of Aug. 1896

John W. Robinson  
Notary Public



1067

John R. Fulin  
v.

Edw. Watson

at 9/1/96  
H. W. Fulin  
Deputy

Accepted

Loache,  
D. S.

Indian Territory  
Central Dist

Personally appeared before  
me a Notary Public within of  
the Indian Territory James M. McElroy  
after being duly sworn according  
to law deposited and says  
that he is a resident of the Cherokee  
Nation his post office address  
is at Cherokee, Okla. that he is 52  
years of age. I was personally  
acquainted with John R. Fisher  
and know that he is a nephew  
of Elizabeth Casey  
Fisher's my hands this 21<sup>st</sup> day  
of August 1896

Witness my hand

Notary James M. McElroy  
at Cherokee

Subscribed and sworn to before  
me this 21<sup>st</sup> day of August 1896  
John W. Robinson  
Notary Public

Nation's No. 465  
Commission's No.  
In re Application of

*Wm. R. Fisher et al.*

*Filed*  
Demurrer and Answer.

FILED SEP 27 1900

A. S. McKENNON

COM 'R'

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabanis, and  
A. B. Montgomery, Commissioners.

In the matter of application of

*John R. Fisher*

Nation's No. *164*

Commission's No.

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds the following:

1st. That this Commission has no jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not set forth sufficient, if true, to show that the applicant *is* entitled to citizenship.

Respondent not waiving his answer, but reserving upon the same for answer to said application, says that

*through whom the petitioner claims to derive* *their* right to citizenship in the Cherokee Nation, *is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory.*

*Further respondent says that applicants reside within the Cherokee Nation, having no property or effects within its same. that they are of Choctaw blood, and are identified with and are recognized citizens of said Choctaw Nation, where they exercise all the rights of such citizens -*

Having fully answered, your respondent asks to be heard dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *Hutchings, Housharg & Bonderick* Attorneys

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true to the best of his knowledge and belief.

Subscribed and sworn to before me this, the

day of

*Sept.*

1896.

NOTARY PUBLIC.



**End**

894

Nation's No. 91

Commission's No. \_\_\_\_\_

In re Application of

Mary R White

**Demurrer and Answer.**

FILED SEPT. 2 1904

A. S. MCKENNON

CO. 2

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of

*Mary A. White*

Nation's No. *41*

Commission's No.

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant . . . . . entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said application, says that *Andrew Gibson*

through whom the petitioner claims to derive *her* right to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory.

Having fully answered, your respondent asks to be hence dismissed.

*John L. Zair, Esq.*

*S. H. Mayes, Principal Chief of the Cherokee Nation*  
*By Hutchings Hastings & Paulding, Attys.*

*S. H. Mayes*, having been first duly sworn, states that the matters contained in the foregoing answer, are true, to the best of his knowledge and belief.

*John L. Zair*

Subscribed and sworn to before me this, *28* day of *Aug.* 1896.

*R. J. Ball*

NOTARY PUBLIC.



# Citizenship Document Receipt.

EXECUTIVE DEPARTMENT,  
CHEROKEE NATION.

Received from

TAHLEQUAH, INDIAN TERRITORY.

Aug 27th 1896

copies of

the following documents, to-wit:

Applications of Mary A. White, John H. Gregory,  
Nancy A. Carter and Ann L. Jennings, and  
affidavits John T. Hunt, Wm. H. Gregory and  
John H. Gregory.

certified to by

J. L. Adair Jr. Executive Secy C. N.

as true and correct copies of the originals, and constituting all of the testimony submitted to the Dawes

Commission in support of the claim of

Above named

Applicants

for Cherokee citizenship.

EXECUTIVE SECRETARY, CHEROKEE NATION, INDIAN TERRITORY.

F. J. Baudin

attys for Cherokee Nation.

Exhibit

Now Come, Cary W. Gregory and  
John M. Gregory, who being <sup>sworn</sup> ~~sworn~~  
do so, and say that they  
met John Phelps in Fort Smith  
Arkansas seventeen years ago, and  
that he said John Phelps was  
an even Cousin of the Phelps,  
and that he said John Phelps  
had never been in the

territory since  
they left in a vessel and  
then John Phelps further stated  
that he was at that time a citizen  
of the Cherokee Nation in the  
Indian Territory, and that said  
John Phelps had to get us to go  
to the Cherokee Nation and  
establish our residence in that Nation.  
And we on the rest of the day thought  
at that time, that if we proved a  
right the law would force us to go  
there and live for that reason we did  
not go.

Cary W. Gregory  
John M. Gregory

Subscribed and Sworn to before  
me this 21<sup>st</sup> day of August, 1896.

J. M. White  
Notary Public

Adair.

At the Capt. Gregory  
and I were at the first met  
Lodrick Phelps in Williamson  
County. He was in March 1838  
and he told me that he  
was a slave of the Langston  
of the said Lodrick Phelps,  
and was a neighbor to him for  
many years, and that Lodrick  
Phelps claimed to be a  
Cherokee Indian.

Said Lodrick Phelps  
stated to me a number of things  
in the said Lodrick Phelps was born  
in a state of Tennessee and  
that he started with the Cherokee  
people to lands west of the Missis-  
sippi River, that he traveled with  
them until they were a three days  
journey west of the Mississippi  
River when he became dissatisfied  
and returned East again.  
He also stated that in later years he frequently  
tried to get me and others of his  
family to go with him to the  
Indian Territory for the purpose of

at Salisbury, N. York, in the month of January.

"I am not a Greek Slave among  
others as we have a Chinese  
boy and was raised in the  
house of a Jew in Spain  
and now I am a girl called an  
Arabian".

I know from  
personal knowledge and  
experience that Indians in  
general are living in the  
best of health for a number of  
years.

The officers Cary H. Dregor, United States Marshal, and Messrs. May C. Hale, Wm. C. Carter, John H. Gregory, and William J. Jennings consist of a committee. Deceased are the mother of my wife who was the daughter of the said Adrick. I wish her name being Phoebe Phelps.

Cary, W. Gargoy

Subscribed and Sworn to before me  
this 21<sup>st</sup> day of August 1896.

A. M. White,

Notary Public.



and a very accurate  
and I was acquainted  
with a number of Lodrick Phelps,  
which was the Phelps and  
I was at Capt. H. Gregory.  
The applicant further  
states that the owners, Mary A. White  
and her husband, H. Gregory and  
Andrew Gregory have had of  
the said property secured are  
the children of the said Phelps Phelps  
John T. Hunt

Subscribed and sworn to before  
me this 2<sup>nd</sup> day of August 1896  
J. M. White,  
Notary Public

## Affidavit

Now Comes J. W. White who being Duly Sworn Deposes and Says that in 1850 ~~he~~ made application for Citizenship in the Cherokee Nation with others to wit, Mary a White John W. Gregory Nancy a. Carter B. F. Penning and others to the Cherokee, Subject to their Decision that such application was made through A. E. Fry he being their Attorney in the Case, and we furnished him three affidavits one by Dave Sanders one by I. B. Ward one by C. W. Gregory and affiant further States that he got a order from the Chief to the Clerk and we failed to find the same, and further that to the best of his ability to the contents of the <sup>State</sup> affidavit of Dave Sanders was that he first met Godrick Phelps in the year 1832 or 33 on the line of Kentucky and Tennessee enroute to the Cherokee Nation with a Band of Cherokee Indians that they camped there ~~there~~ for two weeks or two months and during that time he made the acquaintance of Godrick, Phelps and Recognized him as a Cherokee Indian and after that time 20 years, he met the said Godrick Phelps in Illinois and lived by him for 15 or 20 years and that he was always spoken of as a Indian and he claimed to be Cherokee, that affiant further States that he was acquainted with his Daughter Phoeby Phelps and also knew her Phoeby Phelps children who was Gregory who is making this application

over

affiant further States that he is 45 years  
of age that he is the Husband of Mary A White  
and that he knew Godrick Phelps<sup>and</sup> was personally  
acquainted with him from 1855 until his death  
which occurred 17 years ago, also that he knew  
Dave Sanders now (dec) affiant States that the  
said Godrick Phelps did at different times try  
to get me to come with him to the Cherokee  
Nation for the purpose of Establishing a right  
there, but I was young at that time and  
lived in Illinois and never expected to be  
west of the Mississippi River, that he Godrick  
Phelps told me of a Cherokee man and wife  
that visited him twice in Illinois from the  
Cherokee Nation and he told me that they were  
Distant Relations of his, and further told  
me their names, but the name being Cherokee  
I have forgotten it, My wife's name is  
Mary A White born Gregory a daughter of Phily  
Gregory. Born Phelps a daughter of Godrick  
Phelps.  
J. M. White

Subscribed and sworn to before me  
and the Clerk of said County  
at the County Clerk's Office  
County of Jackson  
State of Illinois  
my Commission expires Jan 3rd 1900



Application for Enrollment

Before me, Honorable J. C. Vassell, Commission,  
just appointed and authorized to hear and  
determine applications for Citizenship in the  
Indian Territory.

On re-application of <sup>deceased</sup> Annie L. Jennings for  
Citizenship in the Cherokee Nation Indian  
Territory. Your petitioner William B. Jennings,  
being duly sworn, represents that he is  
the husband of Annie L. Jennings, deceased,  
who was a Cherokee Indian by blood and  
entitled to the rights, privileges and benefits  
of Indians of the Cherokee Nation, Ind. Ter.  
That Frederick Phelps whose name,  
petitioner believes, appears on the Cherokee  
Indian rolls, regularly made and adopted  
in the year 1835; was a Cherokee Indian  
of blood, through whom the petitioner claims  
his rights to Citizenship in said Nation,  
together with the rights of his children.



The names, age and sex of said children are as follows:

Names.	Age.	Sex.
John H. Jennings	23	Male
Cary H. Wardton	20	"
Charles C. Jennings	21	"
Delkha V. " "	19	Female.
Airam F. " "	17	Male.
Cora Bell " "	10	Female.

That neither your petitioner or ancestor, at any time, taken a reservation in the old Cherokee country or upon any neutral Indian lands. That petitioner is 42 years of age, and a resident of Georgia, Ind. Terr. Your petitioner further states that she has not, to the best of her knowledge, violated any of the laws or treaties governing the rights of Cherokee Indians or those claiming rights as such and that her name not appearing on the rolls of said Indians is no fault of petitioner. Your petitioners herewith submit the evidence be desired considered and

prays that on the final hearing in the  
Premises his and her name and that of his and  
her Children be placed on the rolls to be  
prepared, and Applicant's rights, with those  
of his and her said Children, be determined  
as per the proof herewith, and the laws and  
treaties governing William B. Jennings

Subscribed and sworn to before me this  
21<sup>st</sup> day of August 1896.

J. M. White

Notary Public

My Commission expires Feb. 12<sup>th</sup> 1900

# APPLICATION FOR ENROLLMENT.

Before the Honorable, THE DAWES COMMISSION, duly appointed and authorized to hear and determine applications for citizenship in the Indian Territory:

In re-application of *Lincolnton Carter* for Citizenship  
in the Cherokee Nation, Indian Territory

Your petitioner, *Lincolnton Carter*, being duly sworn, represents that She is  
a *Cherokee* Indian by blood and entitled to the rights, privileges and benefits of Indians of  
the Cherokee Nation, Ind. Ter.

That *Lincolnton Carter*  
whose name, petitioner believes, appears on the Cherokee Indian rolls, regularly made and adopted in the  
year 1835, was a Cherokee Indian by blood, through whom petitioner claims *her* rights to Citizen-  
ship in said Nation, together with the rights of *her* children. The names, age and sex of said children  
are as follows:

NAMES	AGE	SEX
<i>Lige B. Turnage</i>	<i>17</i>	<i>Female</i>
<i>Charles A. Carter</i>	<i>15</i>	<i>Male</i>
<i>Martha E.</i>	<i>13</i>	<i>Female</i>
<i>Robert V.</i>	<i>11</i>	<i>Male</i>
<i>William P.</i>	<i>9</i>	<i>"</i>
<i>Samuel E.</i>	<i>7</i>	<i>"</i>

That neither your petitioner or ancestors have, at any time, taken a reservation in the old Cherokee  
country or upon any neutral Indian lands.

That petitioner is *33* years of age, and a resident of *Krebs, Ind. Ter.*

Your petitioner further states that *she* has not, to the best of *her* knowledge, violated any of  
the laws or treaties governing the rights of Cherokee Indians or those claiming rights as such and that *her*  
name not appearing on the rolls of said Indians is no fault of petitioner.

Your petitioner herewith submits the evidence *she* desires considered and prays that on the final  
hearing in the premises, *her* name and that of *her* children be placed on the rolls to be prepared,  
and applicant's rights, with those of *her* said children, be determined as per the proof herewith, and the  
laws and treaties governing.

Subscribed and sworn to before me this

*Lincolnton Carter*  
*21st* day of *August*, 1896

My commission expires

*Dec 15th 1896*

Notary Public.

POOR ORIGINAL -  
BEST AVAILABLE COPY

204260 8/4

Mary a White  
John W. Gregory  
Etats  
Missis  
Cherokee Nation

Filed Sept 7-1884

A S McKinnon  
Clerk

Repeted

Hart. Bond Ter



# APPLICATION FOR ENROLLMENT.

Before the Honorable JUP. HAWES COMMISSION, duly appointed and authorized to hear and determine applications for citizenship in the Indian Territory:

In re-application of John W. Gregory for Citizenship  
in the Cherokee Nation, Indian Territory.

Your petitioner, John W. Gregory, being duly sworn, represents that he is a white man by blood and entitled to the rights, privileges and benefits of Indians of the Cherokee Nation, Inc.

That whose name, petitioner claims, appears on the Cherokee Indian rolls, regularly made and adopted in the year 1838, and by whom petitioner claims his rights to Citizenship in said Nation together with the rights of his children. The names, age and sex of said children are as follows:

	AGE.	SEX.
<u>John W. Gregory</u>	<u>15</u>	<u>Female</u>
<u>John W. Gregory</u>	<u>15</u>	<u>"</u>
<u>John W. Gregory</u>	<u>15</u>	<u>"</u>
<u>John W. Gregory</u>	<u>15</u>	<u>"</u>
<u>John W. Gregory</u>	<u>15</u>	<u>"</u>
<u>John W. Gregory</u>	<u>15</u>	<u>"</u>
<u>John W. Gregory</u>	<u>15</u>	<u>"</u>
<u>John W. Gregory</u>	<u>15</u>	<u>"</u>
<u>John W. Gregory</u>	<u>15</u>	<u>"</u>
<u>John W. Gregory</u>	<u>15</u>	<u>"</u>

That neither your petitioner or ancestors have, at any time, taken a reservation in the old Cherokee country or upon any original Indian lands.

That petitioner is 21 years of age, and a resident of Cherokee Ind. Ter.

Your petitioner further states that he has not, to the best of his knowledge, violated any of the laws or treaties governing the rights of Cherokee Indians or those claiming rights as such and that his name not appearing on the rolls of said Indians is no fault of petitioner.

Your petitioner herewith submits the evidence he desires considered and prays that on the final hearing in the premises, his name and that of his children be placed on the rolls to be prepared, and applicant's rights, with those of his said children, be determined as per the proof herewith, and the laws and treaties governing.

Subscribed and sworn to before me this 21<sup>st</sup> day of August, 1896  
John W. Gregory  
J. M. White

My commission expires Jan. 1, 1900 Notary Public.

**End**



3745

Original

Sarah E. Reid

Application for  
Citizenship

Refused

Hamilton, Ala



ALABAMA - 1894  
FROM  
THE ALABAMA SOCIETY  
OF THE  
DAUGHTERS OF THE AMERICAN REVOLUTION

The case of Mary  
Hamilton in 1894. I have recently  
appeared before the B.R. Dile  
J.P. & J.P. in order for  
said County & State. Sarah A. Reid  
age, 44 years old. P.O. Hamilton,  
Alabama, John being by me  
Avery Swan Day, that she is  
a daughter of Caroline Cox  
whose maiden name was  
Caroline Leontine to be was a  
daughter of Sir Leontine  
That Sir Leontine was known  
to be part of the same & belonged  
to the Leontine Leontine that Sir  
Leontine died in the State of  
Mississippi. Now for the reason,  
that she has said can be  
belong to the Leontine & she  
and is a grand daughter  
of Sir Leontine. She files her  
claim for Citizenship.

That the names of her chil-  
dren are as follows, James  
William & Oliver & Jennie R. Reid

Sarah A. Reid  
Sworn & subscribed to before  
me Sept 2<sup>d</sup> 1894  
B.R. Dile  
J.P. & J.P.

---

Nation's No. 2558.  
Commission's No. ....  
In re Application of

Sara E. Keen, et al.

---

**Demurrer and Answer.**

FILED SEPT. 28 1896 ☆  
A. S. 1 1 1 NON

---

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of  
Sarah P. Moore, et al.

Nation's No. 5560.  
Commission's No.

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has no jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, it true, to show that the applicant ~~s~~ are entitled to citizenship.

Respondent not waiting his above-stated manner, but insisting upon the same for answer to said application, says that ~~he~~ ~~is~~ ~~the~~ ~~petitioner~~

through whom the petitioner<sup>s</sup> claim to derive ~~their~~ right to citizenship in the Cherokee Nation, ~~has not been a citizen of the Cherokee Nation since the removal of said Nation west to the Indian Territory as at present located and defined; that his name does not appear on any of the authentic rolls of said Nation; that neither he nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.~~

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By HITCHINGS, HASTINGS & BORDINOT.

Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the 25 day of Sept. 1896.

S. J. Ball

NOTARY PUBLIC.

**End**





all of which are }  
County of Boone }  
J. J. Thorne, do solemnly  
swear that I have this  
day enclosed in an envelope  
a true copy of the petition of  
May G. Thorne, a true copy  
of the Affidavits of J. J. &  
Benham and Jonathan W.  
Thorne, sealed it,  
delivered it to the agent of  
the Cherokee Tribe,  
Sahagwah and her  
and such sealed it as  
a registered package, and  
in view of the Post-Office  
receipt - true -

J. J. Thorne

Subscribed and sworn to  
before me - this 4<sup>th</sup> day of  
September 1896 -

Geo. H. Roy

Chas.

Cherokee Nation  
Wm. G. Horner  
Attendant  
~~Petitioner~~

## AFFIDAVIT.

State of Arkansas )  
County of Franklin )  
SS.

In the case of Mary E. Horney claimant for citizenship  
in the Cherokee Nation, Indian Territory, as a Cherokee Indian by blood, before the Honorable "Dawes  
Commission," authorized under act of the Congress of the United States.

Personally appeared this day before me John W. Roy a Justice  
County Clerk within and for the State of Arkansas forenamed, duly authorized  
to administer oaths Jonathan W. Roy to me personally  
well known to be reputable and entitled to credit, and who being by me duly sworn according to law,  
deposes and says: My name is Jonathan W. Roy; my age is 45  
years: My post-office address is Franklin, Boone Co.  
Ark. : I am a Farmer by occupation;  
I am a citizen of the United States

And affiant declares in relation to the above-named case as follows, to-wit:

I know Mary E. Horney, the claimant in this relation  
to know her mother Angeline Watkins,  
to know Elvia Mitchell was the  
mother of Angeline Watkins. I have  
seen Nancy Dier, the mother of  
Elvia Mitchell, and know her to  
have been the great-grand mother of  
claimant. I know from general talk  
in the country where Nancy Dier lived  
and from statements made by her  
that the said Nancy Dier was a  
sister of George Blair, who was a Cherokee  
Indian.

Jonathan W. Roy

Subscribed and sworn before  
me this aug 22 1898  
John W. Roy  
County Clerk



Mary C. Homer  
Maiden  
Affidavit of  
George Bentham

# AFFIDAVIT.

State of Kansas  
County of Reem

In the case of May E. Fony claimant for citizenship  
in the Cherokee Nation, Indian Territory, as a Cherokee Indian by blood, before the Honorable "Dawes  
Commission," authorized under act of the Congress of the United States.

Personally appeared this day before me John H. Ray a Circuit  
Court Judge within and for the State of Kansas aforementioned, duly authorized  
to administer oaths. George Benham to me personally  
well known to be reputable and entitled to credit, and who being by me duly sworn according to law,  
deposes and says: My name is George Benham; my age is 86  
years: My post-office address is Harrison, Kansas.  
Kansas; I am a Farmer by occupation;  
I am a citizen of the State of Kansas, in the County of Reem.

And affiant declares in relation to the above-named case as follows, to-wit: I am well  
acquainted with May E. Fony, have known  
her all her life, I knew her mother Virginia  
Watkins, I knew her grand mother Elvira  
Mitchell, I also knew her great-grand  
mother Nancy Dier, I was acquainted  
with said Nancy Dier, and by general  
reputation in the country where she  
lived, and by statements made by her  
she was considered as a niece of  
one George Blair, who was a 1/2 blood  
Cherokee Indian, from the personal  
appearance of Nancy Dier and her  
daughter Elvira Mitchell, I would have  
them to be partly of Indian descent  
George Benham

Subscribed and sworn to before  
me this Aug 22<sup>nd</sup> 1896  
Wm H. Woodward

Before the Senate  
Commenced at  
Tribuna

Mary E. Horner Ex Peti  
Petitioner, that in  
1890 she first filed her  
petition for citizenship with  
the National Council of  
the Cherokee Nation and  
in 1892 she filed the affi-  
davit of J. R. Gould, John  
L. McCoy, Wm. Labret and  
Thomas J. Taylor, in proof in  
support of her claim,  
that at that time J. R.  
Taylor & R. M. May acted as her  
Attorneys,

Petitioner further states  
that George Blair, being a  
Cherokee Indian, of the blood  
and she being a great grand  
daughter of Nancy Dick who  
was a niece of Thomas Blair  
she believes, she has a right  
and ought to be enrolled  
as a Cherokee as all other  
born children,

Mary E. Horner  
per J. E. Bailey, Jr.

~~Myth~~  
Cherokee Tribe

May E. Forney

Maine

vs.

Cherokee Tribe

Filed Sept 7, 1896

H. M. Jaenney

Decr.

Rejected

May E. Forney

Harrison

Art.



To the Honorable the Dawes Commission on Citizenship in the Five Civilized Tribes  
in the Indian Territory:

Your petitioner, Mary E. Honey, undersigned, respectfully  
states that she is a half Indian by blood, and asks to be enrolled as a member of the  
Cherokee Nation of Indians in the Indian Territory. That she derives her said Indian  
blood from George Blair, her uncle, who was a  
1/2 blood Cherokee Indian by blood. That her said uncle's  
name appears in the census rolls of 1855.  
That petitioner is the daughter of Mr. Angeline Watkins,  
and a grand daughter of Elvira Mitchell, and great grand  
daughter of Nancy Lee - who was a sister of  
the said George Blair,

Your petitioner states the above facts as the lawful grounds of her application for citizenship in the  
Cherokee Nation and prays that her claim may be fully investigated by your  
Honorable Commission and that she be adjudged to be a citizen of said Cherokee  
Nation of Indians and entitled to all the rights and privileges pertaining to such citizenship in accordance with  
the laws and treaties with said Nation of Indians.

My age is 22 years My Post Office address is Harrison, Boone Co. Ark.

My family consists of the following-named persons: Myself and children, as follows:

<u>Donnie Honey</u>	<u>a female</u>	aged <u>16</u> years.
<u>Donetta</u>	<u>up</u>	aged <u>15</u> years.
<u>Dannin</u>	<u>"</u>	aged <u>10</u> years.
<u>Carroll</u>	<u>" Male</u>	aged <u>7</u> years.
<u>Boone</u>	<u>"</u>	aged <u>5</u> years.
<u>Leas</u>	<u>"</u>	aged <u>3</u> years.
<u>Erby</u>	<u>"</u>	aged <u>1</u> years.
		aged _____ years.
		aged _____ years.

WITNESS my hand this 22 day of August, 1896.

Mary E. Honey

Will. H. Harrison  
County of Boone

Personally appeared before me, the undersigned authority, Mary E. Honey  
to me known to be the petitioner in the above petition, who being by me first duly sworn, upon her oath  
says that she is the petitioner in the above petition, that she has read (or heard read) the said petition,  
and that the facts stated therein are true, as she verily believes.

Subscribed and sworn to before me at Harrison  
this 22 day of August, A.D. 1896.  
W. H. Harrison  
County of Boone

Nation's No. *2467*

Commission's No. ....

In re Application of

*Mary C. Fanny*

**Demurrer and Answer.**

FILED SEPT 28 1896.

A. S. MCKENNON

COM 'R'

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of

*Mary E. Trummy*

Nation's No. *2467*

Commission's No. \_\_\_\_\_

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant *is* entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said application, says that:

*George Blair*

through whom the petitioner claim to derive a right to citizenship in the Cherokee Nation is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *Whitchings, Hastings & Baudinot* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this the *22* day of *Sept.* 1896.

*D. L. Ball*

NOTARY PUBLIC.

**End**



897

No. 406+

897

Samuel A Orcutt

v

Cherokee Nation

Filed 9 Sept 1896

Wm. J. Peckham

Oct

Referred

Jules J. Smith

I L W Lindsey do solemnly swear  
that on this 8<sup>th</sup> day of Sep. 1896  
I saw Samuel A. Orcutt Mail  
at Tulsa Post Office a letter  
addressed to the Executive  
Office of the Cherokee Nation  
Reg. No 84 as per P.O. Receipt  
here with. Also the Affidavits  
of Mary J Hodge and C P Hodge  
with his own declaration. L W. Lindsey.

Subscribed and sworn  
before me this 8 day of Sept  
1896. Wm P. Moore  
Notary Public  
my term will expire  
July 18<sup>th</sup> 1899

Pulsa Indian Territory Sep. 5. 1896

In the Matter of Samuel A Orcutt  
Application for enrollment on  
the Cherokee Census roll

We Alvin C. and Mary Hodge  
Father and Mother of Anna C  
Hodge Orcutt Wife of Samuel  
A Orcutt. Certify that  
they are lawfully married man  
and wife and live together in  
the Cherokee Nation. Near Tulsa  
Creek Nation A. J. Hodge

Attest ~~Alvin C.~~

Mary J. Hodge

Sworn and subscribed before me  
this 5<sup>th</sup> day of Sep. 1896

My term expires  
July 18<sup>th</sup> 1899

W. P. M. M.  
Notary Public



Tulsa Indian Territory Sep 1896  
To Hon. Henry L. Dawes Chairman of  
United States Indian Commission  
Vinita Cheyenne Nation Ind. Terr.

Hon. United States Indian Commissioner  
Gentlemen

I Samuel A. Orcutt of Tulsa Ind. Terr.  
am by blood a Citizen of the  
United States - under the marriage laws  
of the State of Arkansas in force in  
the Territory. I married a Cheyenne  
by blood whose maiden name was  
Anna B. Hoge. My wife is a  
duly recognized Citizen of said Nation.  
I therefore respectfully ask as such  
intermarried Citizen of Cheyenne Nation  
and by virtue of a ~~year~~ years residence  
in the said Nation - That my name  
be entered on the Cheyenne roll  
as such Citizen -

Samuel A. Orcutt

Sworn and subscribed before me  
this the day of Sep 1896 and  
~~certified~~ with the original and found  
to be correct duplicate thereof  
Wm. P. Moore Notary Public  
My term expires July 1899

Nation's No. 3751

Commissioner's No.

In re Application of

*A. A. Orcutt*

**Demurrer and Answer.**

FILED SEPT 28 1890

A. S. McKENNON

COURT

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKenney, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of.....

Nation's No. 3751

Commission's No. ....

Samuel A. Orrett

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the  
said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy,  
and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant is  
entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said appli-  
cation, says that Applicant did not comply with the Cherokee Law in return

which he married Anna B. Hodge through whom the petitioner..... claims to derive..... right  
to citizenship in the Cherokee Nation; is not now, and has not been a citizen of the Cherokee Nation, since  
the removal of said Nation, west to the Indian Territory as at present located and defined; that his name  
does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now  
reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By Hastings, Hastings & Boush

Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the  
matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the

26

day of

Sept.

1884.

D. J. Ball

NOTARY PUBLIC.

**End**





No 898

David Medelith  
Et al

vs.

Cherokee Nation

Order of Appeal

a-157

## NOTICE.

295

United States of America,  
INDIAN TERRITORY,  
NORTHERN DISTRICT.

ss.

In the United States Court for said District.

In the matter of the application of  
**David Meredith et als** to be  
enrolled as citizens of the **Cherokee** Nation.

TO THE **Commission to the five civilized tribes**

You are hereby notified that an appeal has been taken in the matter of the application of

**David Meredith et als**

to be enrolled as citizens of the **Cherokee** Nation, from said  
**Commission**

to the United States Court for the Northern District of the Indian Territory, and that your tribunal is requested by said Court to transmit at the earliest time practicable to said Court, at Muskogee, Indian Territory, a transcript of all the entries made in the docket of your tribunal relating to the case, together with the depositions and testimony taken before said tribunal; the decision thereof on the application, and all original papers relating thereto.

Witness the Honorable William M. Springer, Judge of said Court, and the  
seal thereof, at Muskogee, Indian Territory, the **23rd** day of  
**Jan. 1897.** A.D. 189

*James H. Springer* Clerk.

**End**



899

No. 4. & 4 No 2269-899

#112

Commission to the Five Civilized Tribes

Application of James G. Martin, et. al.

To Cherokee Indian Citizenship

with inclosures

Affidavit of S. M. Ellis  
E. J. Ellis,

Filed Sept 8-1896

A S McKinnon  
Clerk

10/2 and  
Rejected

Hubbard Garland & Nettie

by

H. H. Hubbard & son, Attys.

REGISTRY RECEIPT.

Post Office at Afton Ind Ia  
Registered Letter No. 172 Rec'd Sept 7<sup>th</sup> 1896  
of H H Hubbard Ind Ia  
addressed to Hon J H Mayes  
Telegraph Ind  
James P Thompson

United States Court  
for the District of  
Northern District

the 7<sup>th</sup> day of September 1906, I have caused to be deposited at the Post Office, at New York, N.Y., a certain letter, addressed to the  
Post Office, at New York, N.Y., and directed to the attention of  
James G. Martin et al.

and the same letter is hereby certified to be a true and correct copy of the original letter.

In witness whereof, I have hereunto set my hand and the seal of the Court, at New York, N.Y., this 7<sup>th</sup> day of September 1906.

Subscribed and sworn to before me this the 7<sup>th</sup> day of September 1906.

*Frank Willis*  
Notary Public.

My commission expires 5/15/11.



•APPLICATION FOR ENROLLMENT•

To the Hon. Henry L. Dawes and others, Composing the Commission to the Five  
Civilized Tribes:

YOUR PETITIONER *James G. Martin for himself*  
*for his children, his brother William Martin and his sisters Mrs Lema*  
*Cooper and Mrs Elizabeth Goby.*  
would state and show from the proof submitted to the Commission that *he is* Cherokee... by descent and by blood, having  
been born in *Halbut* County, State of *Alabama* on the *14th* day of  
*August* 18 *61*. My father's name was *William Martin* *aka Indian Bill*  
*his father's name* was *Mocking Bird* who  
*was a Cherokee Indian and his name*  
*should appear upon some one of the*  
*Cherokee Rolls.*

That I now reside in *Chattanooga, Tenn* and have resided there for *15* years.  
And *he* ever *is* these facts can be established by proof to the satisfaction of the Commission under such rules and regulations as  
it may prescribe. And *he* further aver *is* that these facts being proved, *he is* entitled to be adjudged under the laws of  
such Nation and the laws of the Congress of the United States, and the treaties of such Nation with the United States, a citizen of such  
Nation, with all the rights, privileges and protection of citizenship in such Nation. Wherefore *he* herewith respectfully sub-  
mit to the consideration of the honorable Commission such proof, and on the hearing *he* be adjudged entitled to such citizen-  
ship, and *his* name be placed upon the proper roll as a citizen of such Nation, with the names of *his children* herein  
below enumerated. *He* refer *is* to and rely upon the testimony of *D. J. Ellis and the*  
*Cherokee Census Rolls* and of others filed in the *Claim*.

Enrollment of family, with relationship attached, as follows:

NAMES.	AGE.	RELATIONSHIP.
<i>James G. Martin</i>	<i>35</i> <i>Yrs</i>	<i>A lineal descendant of</i> <i>William Martin aka Indian Bill</i> <i>and Mocking Bird</i>
<i>Claude H. Martin</i>	<i>13</i> "	<i>Son of James G. Martin</i>
<i>Harry L. Martin</i>	" "	<i>Do</i>
<i>William Martin</i>	<i>30</i> "	<i>Brother</i>
<i>Mrs Lema Cooper</i>	<i>37</i> "	<i>Sister</i>
<i>Mrs Elizabeth Goby</i>	<i>37</i> "	"

Applicant *James G. Martin*  
State of *Ohio*  
*Hamilton County*  
Subscribed and sworn before me this *31st* day of  
*August* 1896.  
*George E. Hirsch* Notary Public in and for  
*Hamilton County Ohio*

J. G. Martin Claim

Affidavit  
D. J. Ellis

THE UNITED STATES OF AMERICA.

THE HON. DAWES COMMISSION,

Sitting at Vinita, Indian Territory.

In Re Claim of James G. Martin.

This day before me, a Notary Public in and for the County of Hamilton in the state of Tennessee, personally appeared, S.M. Ellis, with whom I am personally acquainted, a Citizen, of Tennessee, Resident of the City of Chattanooga, Hamilton County, Tennessee, who being by me first duly sworn, on oath states, that he is personally acquainted with James G. Martin and has known him since *Infancy* that he is a son of William Martin, deceased, that he is now a Resident Citizen of the City of Chattanooga, in Hamilton County, State of Tennessee, that he was personally acquainted with William Martin in his life time having known him since 1848. The said William Martin, who was better known as *Indian* Bill was supposed by all that knew him to be a Cherokee by blood and belonging to one of the Cherokee tribes that lived around in this vicinity or probably belonged in the Northern part of the State of Georgia.

Said Affiant states that he has resided in Hamilton County, Tennessee, for *12* years, previous to that time he resided in State of Georgia *Ten* years, was born at *York, South Carolina* on *22* day of *June* *1839*. *S.M. Ellis*  
Sworn to and subscribed before me this *25* day of August 1896.

*N.J. Mayer*  
*Notary Public.*

J. G. Martin Claim

Affidavit  
of  
D. J. Ellis



THE UNITED STATES OF AMERICA.

THE HON. DAVES COMMISSION,

Sitting at Vinita, Indian Territory.

In Re Claim of James G. Martin.

This day before me, a Notary Public in and for the County of Hamilton in the State of Tennessee, personally appeared, J. J. Ellis, with whom I am personally acquainted, a Citizen, of Tennessee, Resident of the City of Chattanooga, Hamilton County, Tennessee, who being by me first duly sworn, on oath states, that he is personally acquainted with James G. Martin and has known him since *from the infancy* that he is a son of William Martin deceased, that he is now a resident Citizen of the City of Chattanooga, in Hamilton County State of Tennessee, that he was personally acquainted with ~~that William Martin~~ in his lifetime having known him since 1848. The said William Martin who was better known as Indian Bill was supposed by all that knew him to be a Cherokee by blood and belonging to one of the Cherokee tribes that lived around in this vicinity or probably belonged in the Northern part of the State of Georgia.

Said affiant states that he has resided in Hamilton County, Tennessee for *48* years, previous to that time he resided in State of Georgia *Five* years, was born at *York South Carolina* on *12* day of *September 1837*

Sworn to and subscribed before me this *15th* day of August 1896.

*J. J. Ellis*

*N. J. Mayes*  
Notary Public

Nation's No. ~~3234~~  
Commission's No.

In re Application of

*James B. Martin*

**Demurrer and Answer.**

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabanis, and  
A. B. Montgomery, Commissioners.

In the matter of application of  
*James E. Martin*

Commission's No. \_\_\_\_\_

for citizenship in the Cherokee Nation.

• Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has no jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant is not entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said application, says that William Martin

to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined: that his name does not appear on any of the authenticated rolls of said Nation: that neither he nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof. And

citizens & residents of the state of Tennessee -

Having fully answered, your respondent asks to be hence dismissed.

**S. H. MAYES, Principal Chief Cherokee Nation.**

By Hooking Hutchings Bondurant, Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the

.day of

1994

## APPENDIX 2

**End**



900

Nation's No. 2881  
Commission's No  
In re Application of

*Joe C. Ford*

**Demurrer and Answer.**

FILED 25 1916  
A. S. MCKENNON

COM'R

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of

*James C. Nord*

Nation's No. *2331*

Commission's No. \_\_\_\_\_

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not set forth facts sufficient, if true, to show that the applicant entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said application, says that *Louisa Brown*

through whom the petitioner claims to derive right to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *Hutchings, Hastings & Boardman* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the *19* day of *Sept*, 1896.

*D. L. Ball*

NOTARY PUBLIC.

REGISTRY RECEIPT.

Post Office at Dyers Creek, Salt Lake

Registered Letter No. 45 Rec'd 9/15, 1896

of M. Thompson

addressed to James E. Chip  
La. H. Leggett  
James L. Taylor



INDIAN TERRITORY.  
NORTHERN DISTRICT.

5- IN the matter of the claim of *John C. Ward, Eliza F. Ward,  
Julian F. Ward, Robert F. Ward and Bertha  
A. Ward.*

for enrollment as citizens of the Cherokee Nation, Indian Territory, as Cherokee Indians, by descent and by blood.

On this *7<sup>th</sup>* day of September, 1896, before me *R. H. Samuel*, a Notary  
Public, within and for the Northern District of the Indian Territory personally came  
*D. J. Elliott* known to be a credible person, who being by me,  
first, duly sworn, testifies as follows:

I did on the *5<sup>th</sup>* day of September, 1896, at the Post Office at *Orya Creek*,  
in said District and Territory, receive from *Hon. S. H. Maves*, Chief of the Cherokee Nation, Tahle-  
quah, Ind. Ter., a certain registered package No. *55* hereto attached, is a  
receipt for said package, which contained the names of the following described papers in the case herein mentioned,  
the same being all the papers received by me from the Cherokee Nation in this case.

Application sworn to by *John C. Ward.*  
Affidavit of *John C. Ward.*  
Affidavit of *Rebecca S. Crawford.*  
Affidavit of *Charles B. Ward.*  
Affidavit of *Rufus M. Ward.*  
Affidavit of *William A. Hyten.*

I am not interested in the result of the proceedings in the premises in the case of  
*D. J. Elliott*

day of September, 1896.  
*R. H. Samuel*  
Notary Public.

To the Honorable Henry L. Dawes and Others Composing the Commission to the Five Civilized Tribes of Indians:

YOUR Petitioners John C. Ward and Eliza F. Ward his wife  
for themselves and for their three minor children  
Julian F. Ward Robert F. Ward and Bertha A. Ward  
would respectfully state and show, that

They are Cherokee Indians by descent and by blood. That the names, ages and places of birth of said

petitioners are as follow:  
John C. Ward age 44 years born in Johnson Co. Ark.  
Eliza F. Ward age 40 years born in Well Co. Ark.  
Julian F. Ward age 14 years born in Cherokee Nation Ind. Ter.  
Robert F. Ward age 12 years born in Cherokee Nation Ind. Ter.  
Bertha A. Ward age 10 years born in Cherokee Nation Ind. Ter.

That the name of the father of said petitioners was John C. Ward and that the name of the mother of said petitioners was Louisa Bowen that said petitioners now reside in The Cherokee Nation Ind. and have resided there for 20 years. Your petitioners are descendants of Louisa Bowen whose maiden name was Louisa Smith who was a Cherokee Indian by descent and by blood. Your petitioners aver that these facts can be established by proof to the satisfaction of the Commission under such rules and regulations as it may prescribe. And They further aver that these facts being proven They are entitled to be adjudged, under the laws of the Cherokee Nation and the laws of Congress of the United States and the treaties of such Nation with the United States citizens of such Nation, with all the rights, privileges and protection of Citizenship in such Nation. Wherefore They herewith respectfully submit for the consideration of the Honorable Commission such proof, and upon the hearing thereof They ask that Their names be placed upon the proper roll as citizens of such Nation.

NOTED on this 18th day of August, 1896,  
personally appeared before me John C. Ward  
to and for said John C. Ward  
who being by me duly sworn upon his oath states that the facts set forth in the foregoing petition are correct and true.

Subscribed and sworn to before me this 18th day of August, 1896.  
John C. Ward

John C. Smith  
Petitioner

- No 2428 -

*[Faint, illegible text]*

Filed Sept 8-1896

A S McKenna  
Clerk

*[Faint, illegible text]*





IN the matter of the claim of John C. Ward and Eliza F. Ward  
his wife and their three minor children,  
Julian F. Ward, Robert F. Ward and Bertha A. Ward.

for enrollment as citizens of the Cherokee Nation, as Cherokee

Indian 6 by blood.

On this 11 day of Aug.

1886 before me,

with and for the

J. E. Mason, Notary

In the

John C. Ward.

to me known to be a credible person, who being by me first duly sworn, testifies in relation to the aforesaid claim, as follows:

I am one of the Claimants in this case. I am 47 years old and reside in Goringham District in the Indian Territory and have resided there for the last 20 years having settled there in 1875. It has always been general repute in our family that we have Cherokee Indian blood and I was so taught by my father John C. Ward from my earliest recollection and by other members of our family. The Cherokee blood comes to me through Louisa Bowen whose maiden name was Louisa Smith as follows: The said Louisa Bowen was the mother of Nancy Bowen who married Major John Ward and became the mother of John C. Ward who was my father. My father and David Ward the father of the Claimant Eliza F. Ward were full brothers. My ancestors, including my father and mother, are all dead. Julian F. Ward, Robert F. Ward and Bertha A. Ward, the other Claimants in this case, are my children. I have been in the Cherokee Nation for more than 20 years and have done what I could to have my rights as a Cherokee acknowledged, but have failed on account of the prejudice and meanness of the Cherokee authorities, commonly called Bowles.

That my post office address is Cincinnati, Ohio.

John C. Ward

Subscribed and sworn to before me this 11 day of August, 1886.

J. E. Mason, Notary

Council Sec. sec. district)  
Cherokee Nation  
Indian Territory )

Before me, Thomas A. Humes, a  
Notary Public in and for the first Judicial  
Division of the Indian Territory of which  
Council Sec. sec. district of the Cherokee Nation  
in said Territory forms a part.

In the matter of the claim of John C.  
Harris, son of John C. Harris and Eliza  
Harris his wife who was a daughter of  
David Harris, and their three minor  
children, to citizenship in the Cherokee  
Nation Indian Territory as Cherokee  
Indians by blood.

On this 2nd day of April 1892, personally  
came before me, Rebecca S. Crawford, who  
resides in Council Sec. sec. district Cherokee  
Nation, Indian Territory, whose Post Office  
address is Chelie in said district and Territory,  
well known to me to be reputable and entitled  
to full faith and credit, who being by me duly  
sworn testifies in relation to the aforesaid  
claim as follows:

I am 80 years old. I was born in Tazewell  
County Virginia in 1812. Said Tazewell County  
is located in the southwestern part of said

State. I lived near the lines of the States  
of Tennessee and North Carolina.  
I resided in said Tazewell County Virginia  
continuously from my birth until I was  
about 22 years old. In 1834 I came with  
my parents from Tazewell County Virginia  
to Johnson County, Arkansas. About 30 of  
our relatives and friends came with us.  
In about a year after I came to Arkansas  
I married William Crawford and continued  
to live in Johnson County, Arkansas until 1846,  
when I went with my husband to Texas.  
I resided in said counties in the State of  
Texas and continued to reside in said State  
until 1875. In the year 1875 I moved with  
my husband from Texas to the Cherokee Indian  
Territory where I have resided continuously  
to the present time.

The Cherokee blood of the Claimants John C. Ward  
and Eliza Ward his wife came through their  
great grandmother on the side of their respective  
fathers. Louisa Bowen whose maiden name  
was Louisa Smith formerly of Tazewell County Virginia.  
The blood of the said John C. Ward comes  
as follows:

The said Louisa Bowen, whose maiden name  
was Louisa Smith, Maria Rees Bowen of  
Tazewell County Virginia and became the



mother of Nancy Bowen, who married  
Major John Ward, and became the mother  
of John C. Ward who was the father of  
the claimant John C. Ward.

The line of the said Eliza Eliza Ward comes  
as follows:

The said Louisa Bowen married Rees Bowen  
of Tazewell County Virginia and became  
the mother of Nancy Bowen who married  
Major John Ward and became the mother  
of David Ward who was the father of  
the claimant Eliza Ward.

The blood I speak of above is Samson blood.  
I have been well acquainted with the claimants  
and their ancestors from my earliest recollection  
down to the present time.

Rees Bowen the husband of the said Louisa Bowen  
was killed in the battle of Kings Mountain.  
I do not know where the said Rees Bowen married  
the said Louisa Smith, but I am satisfied, from  
what I have been told that he must have  
married her in the State of North Carolina -  
after the death of her said husband the said  
Louisa Bowen lived with her son, Rees Bowen,  
on the old homestead in Tazewell County  
Virginia until her death, she always wore  
her husband's hat after his death.

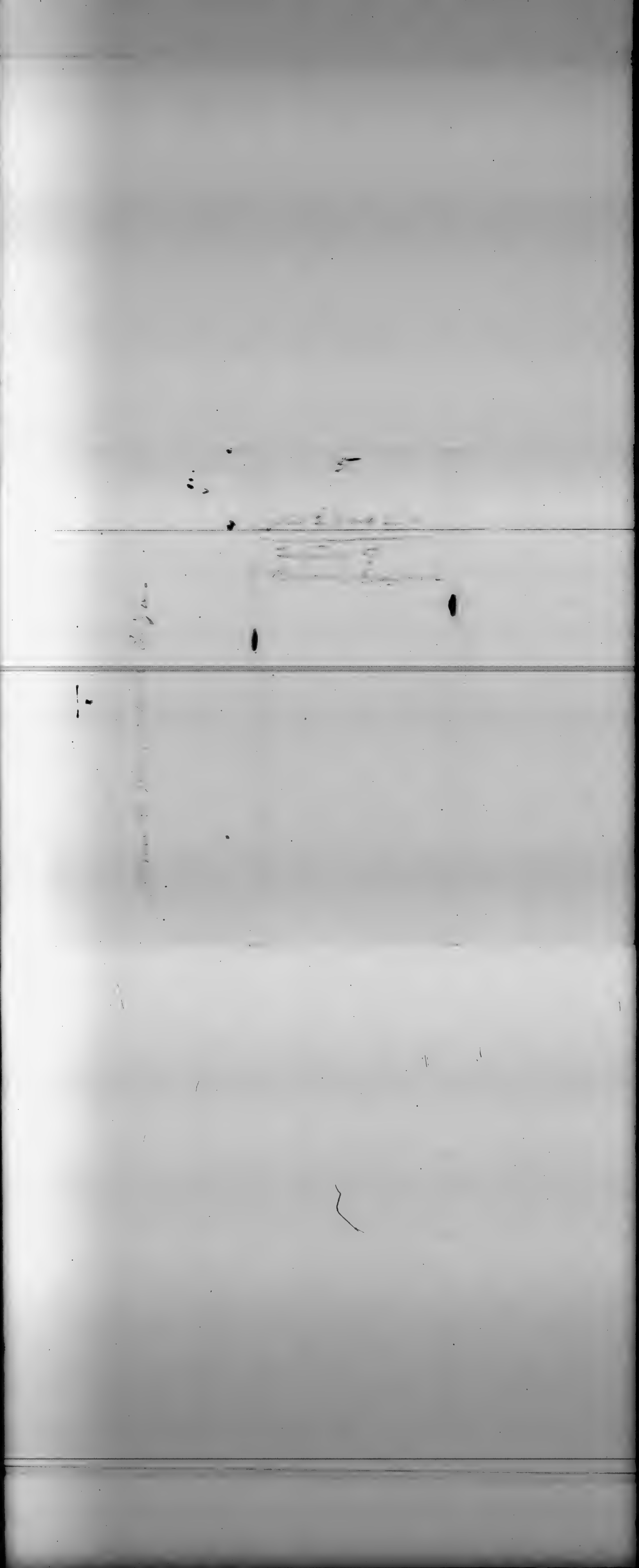
The said Louisa Bowen, who was my grand  
mother on my mother's side was very old

when I was a child.  
The first time I saw her was from the home  
of the first Cherokee woman I was a  
friend of. The first time when I was a child,  
and I remember to visit her frequently up  
to the time of her death which occurred  
when I was about twenty years old.

The first time I saw her when she died.  
I saw her in the house where I was a child.  
I never had a better recollection of her appearance.  
She was a tall, thin woman for a person of her age,  
her hair was white with gray, high cheek  
bones, and a very kind and cheerful look.

I have seen a great many Cherokee Indians  
and have seen many of their  
characteristics of the said Louisa  
and have seen the kind and cheerful characteristics  
of the Cherokee people.  
The first time I saw her who was a grandson  
of the first Cherokee woman was called The Big  
Indian on account of his showing the  
characteristics so plainly.

Lately she lived in the house of my brother Augustus.  
The first time I saw her the Cherokee blood very  
plainly and well to be seen and appear like an Indian.  
I cannot now remember that I ever heard  
the first Cherokee woman speak of her Cherokee.



blood but my mother always said that the family was known to be such that it came through her mother's side. I saw the negro slaves in the family called the children of the family and the one called "Lutie" was not.

I do not know how much time I spent with the said Union woman but I am satisfied from her appearance that she was not one fourth Cherokee or more.

The inhabitants of that town at that time were not much said about Cherokee blood outside of the family but it was well understood by the members of the family and their intimate friends that the family had Cherokee blood and I was so convinced from my earliest recollection.

After my family came to Arkansas it was well understood by many persons who were not members of the family that our family had Cherokee blood. It is said that one family had Cherokee blood on the Iowa side but I do not know them or know the blood on that side.

Witness J. O. Harney & Rebecca <sup>his</sup> ~~her~~ <sup>husband</sup> ~~wife~~ <sup>and</sup> ~~and~~

Subscribed and sworn to before me this 10 day of April 1892, and I certify that the foregoing testimony was read over to and explained to said affiant.



before she signed and came to land. That I  
 am acquainted with the said Maria J. Crawford  
 and know that she is a credible witness and that  
 her statements are entitled to full faith and credit.

In Testimony whereof I have hereunto

set my hand and affixed the seal of  
 my office in Coconino District in  
 the Charcot Indian Territory this

5th day of April 1892 - and I certify

that my commission as Notary Public  
 will expire on the 5th day of April 1895

Wm. A. Hancock  
 Notary Public.

5-

John B. Hoad 31st

Secretary of  
Alison & Company

#5 State of Missouri  
County of Lawrence

IN the matter of the claim of John C. Ward and Eliza F.  
Ward his wife and their three minor  
children Julian F. Ward, Robert F. Ward,  
and Bertha A. Ward.

for enrollment as citizens of the Cherokee Nation, Indian Territory, as Cherokee

Indian by blood.

On this 22<sup>nd</sup> day of August, 1896, before me, John T. Moore, a  
Public within and for the County of Lawrence  
in the State of Missouri personally came CHARLES B. WARD,

to me known to be a credible person, who being by me first duly sworn, testifies in relation to the aforesaid claim as follows:

I am 75 years old. I was born in Tazewell County, Virginia, in 1821. My home was not very far from the lines of the States of Tennessee and North Carolina. I lived continuously in said Tazewell County from my birth until I was about 11 years old. In 1832 I moved with my father and mother, Rees B. Ward and Elizabeth Ward his wife, whose maiden name was Elizabeth Bowen, from Tazewell County, Virginia, to the State of Indiana.

I lived in the State of Indiana from 1832 until 1844, when I moved to the State of Illinois, and remained there until 1846. In February, 1846, I moved with my family from the State of Illinois to Dade County, Missouri, and lived there for about two years, and then moved to Lawrence County, Missouri, where I have lived continuously to the present time. My Post Office is Hallsboro, Lawrence Co., Missouri. At the time I moved to Missouri I had a wife, two children and a step-son.

My father and mother and their eight unmarried children came with me to Missouri, as did also my brother, David S. Ward, and his wife and two children.

We all left the State of Illinois in 1846 intending to go to the Cherokee Nation, Indian Territory, to join the Cherokee people and to become citizens of that country.

We knew that we were Cherokee Indians by blood and by descent, and we were going to that country in pursuance of an invitation extended by the Cherokees in the West to the Eastern band of Cherokees, to come and settle in that country. It would have been no trouble, at that time, to have established our Cherokee blood, because many of the family showed their Cherokee blood very plainly, and there were many witnesses then living, by which our Cherokee blood could have been proven. When we got into Green County, Missouri, within about 13 miles of Springfield, we met a party of Cherokees, 10 or 12 in number, coming away from the Cherokee Nation, and among them was a man by the name of Jackee Standingturkey, who appeared to be a full blood, and finding that he spoke the English language, we sought an interview with him. We were anxious to learn something of the Cherokee country before we went into it, and finding that Standingturkey knew all about said country and its people, we induced him and his party to stop with us. We camped together for about two days and did some hunting, and the men in our party learned what they could about the Cherokee country and its people. Standingturkey told us that he was just from the Cherokee country, that it was a fine country, but that there was trouble there between two factions of the Cherokee people, known as the Ridge and the Ross parties, that he belonged to the Ridge party, that his brother had recently been killed there, and that he was then on his way to Tennessee, where his mother lived, and that he would remain in Tennessee until the trouble in the Cherokee Nation was over. I do not know whether Standingturkey ever returned to the Cherokee Nation or not. We were then something like 160 miles from the East line of the Cherokee Nation.

After Standingturkey and his party had gone, the three men in our party held a council and concluded that it would not be best for us to go into the Cherokee Nation at that time, and we finally stopped in Dade County, Missouri, some 50 or 60 miles from the Cherokee line. I intended still to go into the Cherokee country and make my home there after the trouble there had ceased, but I finally bought land in Dade and Lawrence Counties, Missouri, and have been here ever since.

The Cherokee blood of our family comes through my great grand mother on my mother's side, Louisa Bowen, whose maiden name was Louisa Smith, and said blood comes to me as follows:

The said Louisa Bowen was the wife of Rees Bowen, formerly of Tazewell County, Virginia, and became the mother of Rees Bowen, Jr., who was the father of Elizabeth Bowen, who married Rees B. Ward and became my mother.

My parents always told me that the Bowen and Ward families came from North Carolina to Tazewell County, Virginia, a few years prior to the Revolutionary war. I often heard Lyles Dollaberry, another Indian, who lived in our neighborhood, say that he knew the Bowen and Ward families in the State of North Carolina.

The said Louisa Bowen was very old when I can first remember. She died a short time before our branch of the family moved from Virginia to Indiana in 1832. Rees Bowen, the husband of the said Louisa Bowen, was killed at the battle of Kings Mountain, and said Louisa Bowen lived with her son, Rees Bowen, Jr., on the old homestead at Maiden Springs, in Tazewell County, Virginia, to the time of her death. I remember her appearance well. Her complexion was that of a half-breed Cherokee. She was tall, and very erect for one of her age, had long straight black hair, a little inclined to be gray, had high cheek bones, and her eyes and general appearance showed her Cherokee blood very plainly. I am well acquainted with the appearance of Cherokee Indians, and judging from her appearance the said Louisa Bowen must have been almost or quite one-half Cherokee. I do not now remember that I ever heard the said Louisa Bowen speak of her Cherokee blood, but I often heard my father and mother and the Indian, Lyles Dollsberry, talk of the Cherokee blood of our family. They told how the blood came, but I have forgotten how they said it came, except that it came through the said Louisa Bowen.

The said Lyles Dollsberry was regarded as a full blood Indian, at least I so regarded him. He looked to me like a full blood Indian. I do not know to what tribe he belonged but I know that he was not a Cherokee. He served with some of my ancestors in the Revolutionary war. When I can first remember he lived in our neighborhood, in Tazewell County, Virginia, was respected by all who knew him and he was a good liver. I was a frequent visitor at his house and he was a frequent visitor at our house, and I learned a great deal of what I know about the Cherokee blood in our family from hearing him and my parents talk about the matter. The said Rees Bowen, Jr., the said Lyles Dollsberry, and my father and mother are all dead.

The said Lyles Dollsberry used to talk to the boys of our family, tell us of our Cherokee blood and about what great warriors we would make. William T. Hyten, who now lives in the Choctaw Nation, Indian Territory, is a grand son of the said Lyles Dollsberry. I used to play and wrestle with him in Tazewell Co., Virginia. He lived with his said grandfather then. I have seen him but once in sixty-four years.

It was always understood by the members of our family that we had Cherokee blood and I was so taught from my earliest recollection. The negroes of the family often called the children of the family "Little Cherokees."

After our family left Virginia, in 1832, I lost sight of a great many of the descendants of said Louisa Bowen.

After our branch of the family moved to Indiana, I learned from letters received and from other sources that a number of the family moved from Virginia to Johnson County, Arkansas. Among those who moved to Johnson County, Arkansas, were Major John Ward and Nancy, his wife, who was a daughter of the said Louisa Bowen, and their family of some 8 or 10 children, and among said children was *John C. Ward and*

*and David Ward ancestors of these Claimants*

I have but little acquaintance with the descendants of the children of the said Major John Ward and Nancy, his wife, having been separated from them for about 64 years. *I am not acquainted*

*with these Claimants but I am informed that*

*the Claimant John C. Ward is a son of the said John*

*C. Ward, hereinbefore mentioned and that the said*

*Eliza F. Ward is a daughter of the said David Ward*

*hereinbefore mentioned and that said Julian F. Ward, Robert*

*F. Ward and Bertha A. Ward are children of the said John C.*

*Eliza F. Ward. If this information be correct said Claimants*

*have Cherokee Indian blood and said blood comes to the*

*said John C. Ward & David Ward, their ancestors, as follows:*

*The said Louisa Bowen was the mother of the said Nancy*

*Bowen who married Major John Ward and became*

*the mother of John C. Ward and David Ward the*

*ancestors of these Claimants*

I have a distinct recollection of the children of the said Major John Ward and Nancy, his wife, and especially do I recollect Augustus M. Ward, Rebecca B. Ward, who married Wm. Crawford, and Susan M. Ward, who married Rufus M. Ward is the only grand child of the said Louisa Bowen now living within my knowledge.

Subscribed and sworn to before me this 22<sup>nd</sup> day of August 1896,

and I certify that I am well acquainted with the said Charles B. Ward, having known him intimately for 40 years, and I know that his reputation for truth and veracity is as good as that of any one, and that his statements are entitled to full faith and credit. I am not interested in this claim or the prosecution thereof.

Given under my hand and official seal on the day and year last aforesaid.

*Wm. Lewis E. Jones*  
*Sept 17 1896*

*John T. Moore*  
*Notary Public*



#5- State of Virginia  
County of Tazewell

IN the matter of the claim of John C. Ward, his Wife Eliza F.  
Ward and their three minor children  
Julian F. Ward, Robert F. Ward and Bertha  
A. Ward }

for enrollment as citizens of the Cherokee Nation, Indian Territory, as Cherokee  
Indian S. by blood.

On this 24<sup>th</sup> day of August, 1896, before me, T. B. George, a Notary  
Public for the County of Tazewell  
in the State of Virginia personally came RUFUS M. WARD,  
to me known to be a credible person, who being by me first duly sworn, testifies in relation to the aforesaid claim as  
follows:

I was born in Tazewell County, Virginia, in 1818, and lived there continuously until I was about 16 years old. In 1834 I moved with my parents from Tazewell County, Virginia, to Johnson County, Arkansas. I lived in Arkansas and Texas from 1834 to 1854, when I moved to the State of California. I moved from Johnson County, Ark. to California. My Post Office address when I am at home is Fresno City, Fresno County, California. I am now visiting relatives and friends in Tazewell County, Virginia.

I have Cherokee Indian blood and said blood comes to me through my grand mother on my mother's side, Louisa Bowen, whose maiden name was Louisa Smith, who formerly lived at Maiden Springs, in Tazewell County, Virginia. She died there a few years before I left Virginia. I was a frequent visitor at her house when I was a child. It has always been well understood by the members of our family that we had Cherokee blood and that said blood came to us through the said Louisa Bowen. I was always so taught by my mother and by other descendants of the said Louisa Bowen.

I am acquainted with the appearance of Cherokee Indians and the said Louisa Bowen showed her Cherokee blood very plainly. My mother is dead and I am the only one of her children now living. I am the only grand child of the said Louisa Bowen now living within my knowledge. Charles B. Ward, of Halltown, Missouri, is a great grand son of the said Louisa Bowen.

William T. Hyten, who now lives in the Choctaw Nation, Indian Territory, used to live in our neighborhood. In Tazewell County, Virginia; we used to be playmates when we were boys together. He is about my age.

Many of the members of our family showed their Cherokee blood very plainly. My brother Rees Ward, who is now dead, was called the "Big Indian," on account of his showing his Cherokee blood so plainly.

I am not acquainted with the minor  
children in this case. The claimant John  
C. Ward is a son of my brother John C.  
Ward, deceased and the claimant Eliza F.  
Ward is a daughter of my brother David

ward deceased. The claimants have Cherokee  
Indian blood and said blood comes to the  
said John C. Ward and the said Eliza F.  
Ward through the said Louisa Bowen and  
through their grand mother Nancy Ward  
as follows: The said Louisa Bowen was the  
mother of the said Nancy Ward and the said  
Nancy Ward was the mother of John C. Ward  
who was the father of the claimant John C. Ward.  
The said Nancy Ward was also the mother of  
David Ward who was the father of the claimant  
Eliza F. Ward - The minor children who are  
claimants in this case are the children of  
the claimants John C. Ward and Eliza F.  
Ward his wife.

Rufus M. Ward

Subscribed and sworn to before me this 24<sup>th</sup> day of August, 1896,  
and I certify that I am well acquainted with the said Rufus M. Ward, having known  
him intimately for ..... years, and I know that his reputation for truth and veracity  
is as good as that of any one, and that his statements are entitled to full faith and  
credit. I am not interested in this claim or the prosecution thereof.

Given under my hand and official seal on the day and year last aforesaid.

T. E. George

State of Arkansas }  
County of Johnson }

In the matter of The Claim of John C. Hard, Son of John C. Hard, and Eliza Hard his wife who is a daughter of David Hard and their three minor children, to Citizenship in the Cherokee Nation Indian Territory, as Cherokee Indians by blood.

On this day of \_\_\_\_\_ 1892, before me, D. B. Clark, Clerk of the Circuit Court - which is a Court of record - within and for the County of Johnson in the State of Arkansas, personally came, William J. Hyten, who now resides in the Choctaw Nation Indian Territory, and whose Post Office address is Red Oak in said Nation and Territory, well known to me to be reputable, and entitled to full faith and credit, who, being by me, duly sworn, Testifies in relation to the aforesaid claim, as follows -

I am 74 years old. I was born in Lee County Virginia and was carried to Tazewell County in said State when I was four years old. I resided in said

POOR ORIGINAL -  
BEST AVAILABLE COPY



Tazewell County Virginia continuously  
from the time I was four years old  
until I was 12 years old.

In 1838 I moved from Tazewell County  
Virginia to Johnson County Arkansas,  
where I resided continuously until 1888,  
when I moved to the Choctaw Nation,  
Indian Territory, where I have resided  
to the present time.

I am well acquainted with the  
claimants John C. Ward and Eliza  
Ward his wife and I have never  
seen any of their children.

The fathers of both the claimants were  
brothers and I was well acquainted  
with their said fathers, John C. Ward  
and Anna Ward during their lives.  
They are both now dead.

All of said claimants have Cherokee  
blood and said blood comes to the claimant  
John C. Ward through his great grand  
mother on his father's side, Louisa Bowen  
whose maiden name was Louisa Smith, as follows:  
The said Louisa Bowen married Reel  
Bowen late of Tazewell County Virginia,  
and became the mother of Nancy Bowen  
who married Major John Ward and  
became the mother of John C. Ward  
who was the father of the claimant John C. Ward.

POOR ORIGINAL -  
BEST AVAILABLE COPY



The said Eliza Ward wife of the said John C. Ward has Cherokee blood also and said blood comes to her, ~~through~~ through the said Louisa Bowen whose maiden name was Louisa Smith as follows:- The said Louisa Bowen married Rees Bowen of late of Tazewell County Virginia and became the mother of Nancy Bowen who married Major John Ward and became the mother of David Ward, who was the father of the claimant Eliza Ward. I was well acquainted with all the ancestors of the said John C. Ward and Eliza Ward, his wife from the said Louisa Bowen down to and including ~~the respective fathers~~ John C. Ward and David Ward, the respective fathers of the said John C. Ward and Eliza Ward his wife - their said fathers were my playmates and school mates in Tazewell County Virginia prior to the year 1834.

They moved with their parents from Tazewell County Virginia to Johnson County Arkansas in 1834 - As before stated I came to Johnson County Ark. in 1838 and I was well acquainted with the respective fathers of these claimants, John C. Ward and Eliza Ward his wife, from the time I came to Arkansas.

until their respective deaths.

I do not know where the said Rees Bowen married the said Louisa Smith, but from what my grandfather, Lyles Dollberry told me, I am satisfied he married her in the State of North Carolina. My said grandfather frequently told me that he first became acquainted with the Bowen and Ward families - who were the ancestors of these claimants - in the State of North Carolina.

The said Lyles Dollberry was a Choctaw Indian by blood.

I often heard him say that the said Louisa Bowen was a Choctaw Indian by blood.

The said Lyles Dollberry is now dead.

I lived in the immediate neighborhood with the said Bowen and Ward families, from the time I was four years old until I was 19 years old, in said Tazewell Co. Va. I lived with my said grandfather Lyles Dollberry.

My home was about 2½ miles from the home of the said Louisa Bowen.

Rees Bowen, the husband of the said Louisa Bowen, was killed at the battle

am I concerned in the presentment that  
given under my name and official  
seal at Blacksville in Jefferson Co.  
Arkansas, this 9<sup>th</sup> day of July 1892.

J. M. DICKINSON  
Judge of the Circuit Court  
of Jefferson Co. Ark.

of Kings Mountain and she lived with her son Rees Bowen No 2 on the old homestead, at Maiden Spring, in Tazewell County Virginia until her death which occurred when I was about 15 years old.

The said Louisa Bowen was over 90 years old when she died.

I cannot now remember that I ever heard ~~the~~ her speak of her Cherokee blood, but her grand children were my play mates and school mates, and I learned most I know about her Cherokee blood from her said grand children and from my grandfather, the said Lyles Dollberry. I am one eighth Choctaw Indian by blood and the Indian blood was well understood between the grand children of the said Louisa Bowen and myself. The only grand children of the said Louisa Bowen, now living, within my knowledge, are Rufus M. Ward who is now at Clarksville in Johnson County Arkansas and Rebecca S. Crawford who now resides in the Cherokee Nation, Indian Territory - Charles B. Ward who now lives at Halltown in Lawrence County Missouri is a great grand son of ~~the~~ said Louisa Bowen. The said Charles B. Ward was also a playmate



and School mate <sup>(6)</sup> of mine in Tazewell Co. Virginia. He moved with his parents from Tazewell County Virginia to the State of Indiana in about the year 1832, and I have seen him but once since that time. Most of the inhabitants of that part of Virginia in which we lived, were white people, and notwithstanding my Indian blood was Choctaw and the Indian blood of the grand children of the said Louisa Bowen, was Cherokee, yet we associated together and visited one another like kinfolk on account of our Indian blood. The grandchildren of the said Louisa Bowen always told me that they had Cherokee blood and that said blood came through their grandmother the said Louisa Bowen.

I now have a distinct recollection of the appearance of the said Louisa Bowen. She was quite tall, very erect for a person of her age, had long straight black hair mixed with gray, high cheek bones, and her eyes and general appearance showed her Cherokee blood very plainly. Judging from her appearance she must have been one fourth Cherokee or more. I have often seen half breed Cherokees who did not show

their Cherokee blood as plainly as  
did the said Louisa Bowen -

I have seen a great many Cherokee Indians  
~~in my~~ and am familiar with their appearance.  
Many of the descendants of the said  
Louisa Bowen show their Cherokee  
blood very plainly -

Augustus M. Ward, a brother of the  
respective fathers of these claimants  
John C. Ward and Eliza Ward his wife,  
and a grand son of the said Louisa Bowen,  
served as clerk of the Circuit Court of  
Johnson County Arkansas for twenty-  
two years and his competitors frequently  
insisted that the people ought not  
to elect him to office on account of  
his Cherokee blood -

I frequently heard the Augustus M.  
Ward say that he had Cherokee blood,  
and that it came through his grand  
mother, the said Louisa Bowen -

The said Augustus M. Ward is now dead -

I am not interested in this claim  
nor am I concerned in the prosecution thereof -

Wm S. Hytten

Subscribed and sworn to before me  
this 4<sup>th</sup> day of July 1892 and I certify  
that the foregoing testimony was  
carefully read over to the said

(8)

William T. Hyten, before he signed  
and swore to same, - that I am well  
acquainted with the said William T.  
Hyten, having known him intimately  
for more than thirty years - I know  
his reputation to be as good as that  
of any one, and that his statements  
are entitled to full faith and credit.

I have no interest in this claim nor  
am I concerned in the prosecution thereof.

Given under my hand and official  
seal at Blacksville in Johnson Co.  
Arkansas, this 9<sup>th</sup> day of July 1892.

D. H. Clark.

Clerk of the Circuit Court  
of Johnson Co. Ark.

**End**



901

---

Nation's No. 5-10-1

Commission's No.

In re Application of

Geo. E. Johnson

---

**Demurrer and Answer.**

Filed 10-10-1 5

---

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabaniss, and  
A. B. Montgomery, Commissioners.

In the matter of application of

*Chas B Ward*

Nation's No. 3000

Commission's No.

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant *is* entitled to citizenship.

Respondent not waiving his *demurrer*, but insisting *upon* the same for answer to said application, says that

*James Bowen* through whom the petitioner claim to derive *his* right to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered your respondent asks to be hence dismissed.

By *Sailing, Hutchings & Ben Smith* S. H. MAYES, Principal Chief Cherokee Nation. Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true, to the best of his knowledge and belief.

Subscribed and sworn to before me this, the

25<sup>th</sup> day of

Sept.

1896.

*D. H. Wall*  
NOTARY PUBLIC.

Sam. B. Randall  
affiant of  
Andrew J. Haid



REGISTRY RECEIPT.

Post Office at Essex Creek, Ind. Jan.  
Registered Letter (No. 58 Recd 9/3 - 1896)  
of J. M. Chalipre  
addressed to St. James Chief  
Laurel  
James L. Lays

INDIAN TERRITORY,  
NORTHERN DISTRICT.

8 IN the matter of the claim of *Charles B. Ward, Andrew J. Ward, Clarence B. Ward, Gurly M. Ward, and Ednly G. Ward.*

for enrollment as citizens of the Cherokee Nation, Indian Territory, as Cherokee Indians, by descent and by blood.  
On this 7<sup>th</sup> day of September, 1896, before me, *P. W. Samuel* a *Notary Public* within and for the Northern District in the Indian Territory personally came *D. J. Elliott* to me known to be a credible person, who being by me first, duly sworn, testifies, as follows:

I did on the 5<sup>th</sup> day of September, 1896, see registered at the Post Office at *Pryor Creek* in said District and Territory, a package addressed to "Hon. S. H. Mayes, Chief of the Cherokee Nation, Tahlequah, Ind. Ter." That the Postmaster's receipt for said registered package No. 5-8 hereto attached, is a receipt for said package which contained true copies of the following described papers in the case herein mentioned, the same being all the papers presented to the Honorable Dawes Commission in this case.

Application sworn to by *Charles B. Ward.*  
Affidavit of *Andrew J. Ward.*  
Affidavit of *Rebecca S. Crawford.*  
Affidavit of *Charles B. Ward.*  
Affidavit of *Rufus M. Ward.*  
Affidavit of *Wm. J. Hylen.*

I am not interested in this case and am not concerned in the prosecution thereof.

Subscribed and sworn to before me this 7<sup>th</sup> day of September, 1896.

*D. J. Elliott*

*P. W. Samuel*  
Notary Public.

#8

To the Honorable Henry L. Dawes and Others Composing the Commission to the Five Civilized Tribes of Indians:

YOUR Petitioner... Charles B. Ward and his son Andrew J. Ward and the 3 minor children of the said Andrew J. Ward:  
Clarence B. Ward, Emily M. Ward and Edna G. Ward  
would respectfully state and show, from the proof herewith submitted to the Commission, that

They are Cherokee Indians by descent and by blood. That the names, ages and places of birth of said Charles B. Ward are as follows:  
Charles B. Ward age 25 years born in Lawrence Co. Virginia  
Andrew J. Ward age 3 " " " "  
Clarence B. Ward age 0 " " " "  
Emily M. Ward age 7 " " " "  
Edna G. Ward age 4 " " " "

That the name of the father of said Charles B. Ward was Charles B. Ward and that the name of the mother of said Charles B. Ward was Elizabeth Ward that said

petitioners now reside in Lawrence Co. Mo. and have resided there for 23 years. Your petitioner are descendants of Lorissa Bowen whose maiden name was Lorissa Smith who was a Cherokee Indian

by descent and by blood. Your petitioners aver... that these facts can be established by proof to the satisfaction of the Commission under such rules and regulations as it may prescribe. And they further aver... that these facts being proven, they are entitled to be adjudged, under the laws of the Cherokee Nation and the laws of Congress of the United States and the treaties of such Nation with the United States, citizens of such Nation, with all the rights, privileges and protection of citizenship in such Nation. Wherefore

They herewith respectfully submit... for the consideration of the Honorable Commission such proof, and upon the hearing thereof they ask... that their names be placed upon the proper roll as citizens of such Nation.

Signature Charles B. Ward

State of Missouri  
County of Lawrence

ss.

NOW on this 22<sup>nd</sup> day of August, 1898,  
personally appeared before me John T. Moore  
Notary Public in and for said  
County and State, Charles B. Ward  
who being by me duly sworn upon his oath states that the facts set  
forth in the foregoing petition are correct and true.

Subscribed and sworn to before me this 22<sup>nd</sup> day of August, 1898.

John T. Moore

Notary Public:

my com. Expires  
Sept 19 1898



State of Missouri  
County of Lawrence

IN the matter of the claim of

Charles B. Ward, Andrew J. Ward, Clarence B. Ward, Gurly M. Ward, and Edney G. Ward

for enrollment as citizens of the

Cherokee

Nation, Indian Territory, as

Cherokee

Indian ~~S~~ by blood.

On this 2 day of

August, 1896, before me,

within and for the

John T. Moore, Notary Public  
County of Lawrence

in the

State of Missouri

personally came

Andrew J. Ward

to me known to be a credible person, who being by me first duly sworn, testifies in relation to the aforesaid claim as follows:

I am 35 years old, <sup>born</sup> Lawrence County, Missouri and have resided there during my entire life. The names, ages, and places of birth of the other claimants in this case are correctly stated herein. It has always been general repute and family tradition in our family that we have Cherokee Indian blood and that said blood came to us through Louisa Bowen, whose maiden name was Louisa Smith who formerly lived in Tazewell Co. Virginia. Said blood comes to me through Charles B. Ward, my father. One of the petitioners herein as follows: The said Louisa Bowen was the mother of Rees Bowen Jr. who was the father of Elizabeth Bowen who married Rees B. Ward and became the mother of the petitioner, Charles B. Ward who is my father. I am the father of the petitioners Clarence B. Ward, Gurly M. Ward and Edney G. Ward. My father and other descendants of the said Louisa Bowen taught me from my earliest recollection that we have Cherokee Indian blood and that said blood came to us through the said Louisa Bowen.

That my post office address is

Halltown Lawrence Co. Mo.

Andrew J. Ward

Subscribed and sworn to before me this

22<sup>nd</sup>

day of

August, 1896.

My term Expires Sept 19 1898

John T. Moore

Notary Public



8  
Wm. B. Ward et al

---

affidavit of  
Andrew J. Ward

(11)  
Cov. Sec. Sec. Dist. }  
Cherokee Nation } ss-  
Indian Territory }

Before me Thomas A. Hancock, a  
Notary Public in and for the First Medical Division  
of the Cherokee Nation of which Cov. Sec. Sec. Dist. is  
in the Cherokee Nation in Indian Territory from a claim

in the matter of the Claim of Charles B.  
Harris to Citizenship in the Cherokee  
Nation Indian Territory as a Cherokee  
Indian by blood.

On this day of April 1892, personally  
came before me Robert S. Crawford  
who resides in Cov. Sec. Sec. Dist., in  
the Cherokee Nation, Indian Territory,  
whose post office address is Chelsea  
in said district and Territory well known  
to me to be reputable and entitled to  
full faith and credit, who being by  
me duly sworn testifies in relation to  
said claim as follows:-

I am 80 years old. I was born in  
Tazewell County Virginia in 1812. Said  
Tazewell County is located in the South-  
western portion of said State.

I lived near the lines of the States of  
Tennessee and North Carolina.

I resided in said Tazewell County Virginia continuously from my birth until I was about twenty two years old.

In 1834 I came with my father and mother, James B. Ward and Nancy his wife, from Tazewell County Virginia to Johnson County Arkansas. About 30 of our relatives and friends came with us. In about a year after I came to Arkansas I married Mr. Crawford and continued to reside in Johnson County Arkansas until 1846, when I went with my husband to Texas.

I resided in several Counties in the State of Texas and continued to reside in said state until 1875. In 1875 I moved with my husband from Texas to the Cherokee Nation Indian Territory where I have resided continuously to the present time.

If I ever knew the Claimant, Charles B. Ward I have forgotten him. I am told that he is a son of Rees B. Ward formerly of Tazewell County and Elizabeth Ward his wife whose maiden name was Elizabeth Bowen. If this be true, then the said Claimant has Cherokee blood and said blood comes through his great grandmother, Louisa Bowen, whose maiden name was Louisa Smith. The said Louisa Bowen was the wife of

Rees Bowen of Tazewell County Virginia and she became the mother of Rees Bowen No. 2. who was the father of The said Elizabeth Bowen who married Rees B. Ward and became the mother (as I am Told) of This Claimant Charles B. Ward.

I was well acquainted with the said Rees B. Ward and Elizabeth and his wife whose maiden name was Elizabeth Bowen, they married in Tazewell County Virginia, and perhaps had several children before they left there, but if they have: have forgotten them or their names. They moved away from

Virginia, before my branch of The family moved to Arkansas. I do not know where they went, but it seems to me that they went to Indiana.

Rees Bowen the husband of The said Louisa Bowen was killed in the battle of Kings Mountain. and the said Louisa Bowen always wore her husbands hat after his death.

I do not know where the said Rees Bowen married The said Louisa Smith, but I am satisfied from what I have heard that he must have married her in the State of North Carolina.

After the death of her husband The said Louisa Bowen lived with her son Rees Bowen No. 2. on the old homestead in Tazewell



(4)

County Virginia until her death.

The said Louisa Bowen, who was my grand-mother on my mother's side, was very old when I can first remember.

My home was about four miles from the home of The said Louisa Bowen and I was a frequent visitor at her house when I was a child and I continued to visit her frequently up to the time of her death which occurred when I was about twenty years old. She was about 90 years old when she died. I spent many nights when I was a child.

I now have a distinct recollection of her appearance she was quite tall, very erect for a person of her age and long black hair mixed with gray, high cheek bones and showed her Cherokee blood very plainly.

I have seen a great many Cherokee Indians in my life and know their general appearance. Many of the descendants of the said Louisa Bowen showed the blood and general characteristics of the Cherokee people.

I cannot now remember that I ever heard the said Louisa Bowen speak of her Cherokee blood, but my mother always taught me that the family had Cherokee blood, and that it came through her mother, the said Louisa Bowen. The negro slaves in the

8

Charles B. Grand

(original)

Report of  
Charles B. Grand

1. B. Grand.

family often call me and my brothers and sisters "Little Cherokees".

I do not know how much Cherokee blood the said Lucretia Bowen had, but I am satisfied from her appearance that she must have been one fourth Cherokee or more. The inhabitants of that part of Virginia in which we lived were mostly white people and there was not much said about one Cherokee blood outside of the family and their intimate friends, but it was well understood in the family and by some of their intimate friends, that the family had Cherokee blood and I was so taught from my earliest recollection.

After my branch of the family came to Arkansas it was well understood by many persons who were not members of the family that one branch of the family had Cherokee blood. It is also said that there is Cherokee blood on the Ward side of the family, but I do not know how to trace the blood on that side.

Testimony: J. A. Hammond } Rebecca S. Crawford  
J. M. Thompson, } <sup>her</sup> Mark

Subscribed and sworn to before me this 4<sup>th</sup> day of April 1892, and I certify that the foregoing testimony was read over to and explained to said affiant before she signed

(6)

and I am to same - That I am acquainted with  
The said Rebecca S. Crawford and know  
That she is a creditable person and that her  
statements are entitled to full faith and credit.

In testimony whereof I have hereunto  
set my hand and affixed my official  
seal in Coconino County District in the  
Cherokee Nation, Indian Territory

This 4<sup>th</sup> day of April 1892. And

I certify that my commission as Notary

Public will expire April 13<sup>th</sup> 1895-

Wm. A. [unclear]

Notary Public



State of Missouri }  
County of Lawrence }

In the matter of The Claim of Andrew  
- Ward and his Three minor Children,  
Charles B. Ward, Gurley Ward and Edney  
Glen Ward, to Citizenship in the Cherokee  
Nation Indian Territory as Cherokee  
Indians by blood.

On this 27 day of Oct 1892, before  
me, H. B. Gillette, Clerk of the County  
Court - which is a Court of record -  
within and for the County of Lawrence  
in the State of Missouri, personally  
came Charles B. Ward, who resides  
in the County and State aforesaid  
and whose Post Office is Halltown  
in said County and State, well known  
to me to be reputable and entitled to  
full faith and Credit, who being  
by me duly sworn Testifies in relation  
to the aforesaid Claim as follows:-

I am 71 years old. I was born in  
Fagewell County Virginia in 1821  
My home was not very far from  
the line of the States of Tennessee and

(2)  
I lived continuously in  
Tazewell County from my birth  
until I was eleven years old.

In 1832 I moved with my father and  
mother, S. Ward and Elizabeth  
Ward his wife from Tazewell County  
Illinois to the State of Indiana,  
I lived in the State of Indiana  
from 1832 until 1844 when I moved  
to the State of Illinois and lived  
there until 1846.

In February 1846 I moved with my  
family from the State of Illinois  
to Dade County Missouri and  
lived there for about two years and  
then moved to Lawrence County Missouri  
where I have continued to reside  
to the present time.

My present office is Halltown Lawrence Co. Mo.  
At the time I moved to Missouri I  
had a wife two children and a stepson.  
My father and mother and their eight  
unmarried children came with me  
to Missouri as did also my brother,  
David S. Ward and his wife and  
two children.

We all left the State of Illinois  
in 1846 intending to go to the

Cherokee Nation Indian Territory  
to join the Cherokee people and to  
become citizens of that country.

We knew that we were Cherokees  
by blood and we were going to  
that country in pursuance of an  
invitation extended by the Cherokees  
in the west to the Eastern band  
of Cherokees to come and settle  
in that country.

It would have been no trouble  
at that time to have established  
our Cherokee blood, because many  
of the family showed the Cherokee  
blood very plainly, and there were  
many witnesses then living by whom  
the fact could have been established.  
When we got into Green County  
Missouri within about eighteen  
miles of Springfield we met a  
party of Cherokee Indians some 12 or  
15 in number coming away from  
the Cherokee Nation, and among  
them was a man by the name of  
Jackie Standingtree who appeared  
to be a full blood, and finding that  
he could speak the English language,  
we sought an interview with him.

(4)

We were anxious to learn something about the Cherokee Country before we went into it. Finding that Standing Turkey knew a great deal about said Country and its people, we induced him and his party to stop with us.

We camped together for about two days and did some hunting and the men in our party learned what they could about the Cherokee Country and its people.

Standing Turkey told us that he was just from the Cherokee Country, that it was a fine Country, but that there was trouble there between two factions of the Cherokee people, known as the Ridge and Ross parties. That he belonged to the Ridge party and that his brother had recently been killed there. That he was then on his way to Tennessee, where his mother lived and that he would remain in Tennessee until the trouble in the Cherokee Nation was over.

I do not know whether Standing Turkey ever returned to the Cherokee Nation or not. We were then something like 100 miles



After Standing Turkey and his party had gone, the three men in our party held a Council and concluded that it would not be best for us to go into the Cherokee Country at that time and we finally stopped in Dade County Missouri some 50 or 60 miles from the line of the Cherokee Nation.

I intended still to go into the Cherokee Country and make my home there after the trouble there ceased, but I finally bought property in Dade and Lawrence Counties Missouri and have been here ever since.

The Cherokee blood of our family comes through my great grand mother on my mother's side, Louisa Bowen, whose maiden name was Louisa Smith, and comes to the claimant Andrew J. Ward as follows:-

The said Louisa Bowen was the wife of Rees Bowen formerly of Tazewell County Virginia, and became the mother of Rees Bowen No 2. who was the father Elizabeth Bowen who married Rees B. Ward and became the mother of Charles B. Ward (this affiant) who is the father of

The Claimant Andrew J. Ward.

The Claimants ~~Clarke~~ B. Ward, Emily Ward and Edney Glen Ward are the Children of the said Andrew J. Ward and are all minors.

My parents always told me that the Bowen and Ward families came from North Carolina to Tazewell County Virginia a few years prior to the Revolutionary war. I often heard Lyles Dollesberry, another Indian who lived in our neighborhood in Virginia, say that he first became acquainted with the Bowen and Ward families in North Carolina.

The said Louisa Bowen was very old when I can first remember she died a short time before our branch of the family moved from Virginia to Indiana.

Rees Bowen the husband of the said Louisa Bowen was killed at the battle of Kings Mountain, and she lived with her son Rees Bowen No. 2. on the old homestead at Maiden Springs in Tazewell County Virginia until her death.

I remember her appearance well.  
 Her complexion was that of a half-  
 breed Cherokee. She was tall, ~~very~~  
 erect for one of her age. Had long  
 straight black hair, a little ~~inclined~~  
 to be gray, high cheek bones and  
 her eyes and general appearance  
 showed her Cherokee blood quite plainly.  
 I am well acquainted with the  
 appearance of Cherokee Indians  
 and judging from the appearance  
 of the said Louisa Bowen, she ~~must~~  
 have been almost or quite one half Cherokee.  
 I do not remember that I ever heard  
 the said Louisa Bowen say anything  
 about her Cherokee blood, but I  
 often heard my father and ~~mother~~  
 and the Indian, Lyles Dolloberry,  
 talk about the Cherokee blood of  
 our family. They told how said  
 blood came, but I do not remember  
 how they said it came, except that  
 it came through the said Louisa Bowen.  
 The said Lyles Dolloberry was  
 regarded as a full blood Indian  
 at least I so regarded him. He  
 looked to me like a full blood Indian.  
 I do not know to what tribe

he belonged but he was not a Cherokee.  
 He served with some of my  
 ancestors in the Revolutionary war.  
 When I can first remember he  
 lived in our neighborhood in  
 Tazewell County Virginia, was  
 respected by all who knew him  
 and was a good liver.  
 I was a frequent visitor at his  
 house and he visited us frequently.  
 I learned a great deal about the  
 Cherokee blood in our family from  
 hearing him and my parents  
 talk about the matter.  
 He often talked to the boys of our  
 family and would tell us what  
 great warriors we would make.  
 I have a distinct recollection of  
 William T. Hyten, a grand son  
 of the said Lyles Dollsberry. He  
 now lives in the Choctaw Nation,  
 Indian Territory. He is about my  
 age and we were school mates and  
 playmates in Tazewell County  
 Virginia when we were boys.  
 I have seen him but once in sixty years.  
 My parents are both dead and



all their children are dead except myself and one brother - and two sisters. It was always well understood by the members of our family that we had Cherokee blood and the negro slaves belonging to the family often called the children of the family "Little Cherokees." After our branch of the family left Virginia in 1832 I lost sight of many of the family who remained there, but I learned from letters received and from other sources, that a number of the family moved from Virginia to Johnson County Arkansas, soon after we moved to Indiana. Among those who moved to Johnson County Arkansas were Major John Ward and Nancy Ward his wife who was a daughter of the said Louisa Bowen and their family of some 8 or 10 children and among said children were Rufus M. Ward and Rebecca S. Ward, who afterward, I am told married William Crawford. I knew them both in Tazewell County Virginia and went to school with them there. The said Rufus M. Ward

is now at Clarksville in Johnson County Arkansas and the said Rebecca S. Crawford now lives, I am told, in the Cherokee Nation Indian Territory. I have not seen the said Rebecca S. Crawford since I left Tazewell County Virginia in 1832 and I have seen the said Rufus M. Ward but once since that time. They are the only grand children of the said Lavinia Bowen now living within my knowledge.

Charles B. Ward

Subscribed and sworn to before me this 27<sup>th</sup> day of October 1892 and I certify that I am well acquainted with the said Charles B. Ward, having known him intimately for 14 years, and I know that his reputation is as good as that of any one, and that his statements are entitled to full faith and credit. I further certify that I have no interest in

(11)

This claim nor am I concerned  
in the prosecution thereof.

Given under my hand and  
official seal ~~the~~ at Mount  
Vernon in Lawrence County  
Missouri on the day and year last  
aforesaid

R B Gillette  
Clerk of The County Court  
of Lawrence Co. Mo.

Andrew, David

(original)

of

Charles B. Ward



423

State of Arkansas,  
County of Johnson } ss.

In the matter of The claim of Andrew  
J. Ward and his three minor children,  
Charles B. Ward, Emily Ward and  
Eunice Ellen Ward, to Citizenship in  
The Cherokee Nation, Indian Territory  
as Cherokee Indians by blood-

On this 15<sup>th</sup> day of Sept. 1892, before  
me, D. A. Clark Clerk of The Circuit  
Court-which is a Court of record-  
within and for The County of Johnson  
in The State of Arkansas, personally  
came, Rufus M. Ward well known  
to me to be reputable and entitled  
to full faith and credit, who, being  
by me duly sworn Testifies in  
relation to The aforesaid Claim,  
as follows:-

I was born in Tazewell County Virginia  
in 1818 and lived there continuously  
until I was about 16 years old.  
In 1834 I moved with my parents  
from Tazewell County Virginia to  
Johnson County Arkansas -

I lived in Arkansas and Texas from

(2)

1834 until 1854 when I moved from Johnson County Arkansas to The State of California, where my home has been ever since. My Post Office address, when I am at home is Fume City, Fume County California. I am now visiting relatives and friends in Johnson County Arkansas. Have been here for the last five months. I have Cherokee Indian blood and said blood came to me through my grandmother on my mother's side, ~~Louisa Bowen~~ whose maiden name was Louisa Smith who formerly lived at Maiden Spring in Fagerell Co. Va. She died there a few years before I left Virginia. I was a frequent visitor at her house while she was alive when I was a child. She showed her Indian blood very plainly. It has always been well understood that by the members of one family that we had Cherokee blood and that said blood came to us through the said Louisa Bowen. My sister, Rebecca S. Crawford and myself are all the grandchildren of the said Louisa Bowen now living within my knowledge. Charles B. Ward of Halltown Missouri is a great grandson of the said Louisa

Bowen - My said sister Rebecca S.  
 Crawford now lives near Chelsea  
 in the Cherokee Nation, Indian Territory.  
 William T. Hyman who now lives in  
 The Choctaw Nation Indian Territory  
 used to live in our neighborhood in  
 Tazewell County Virginia - He and  
 I are about the same age.  
 I am not acquainted with the claimants  
 Andrew J. Ward and his children, but  
 I am told that the said Andrew J.  
 Ward is a son of the said Charles  
 B. Ward of Hamilton Missouri.  
 If this be true then said claimants  
 have Cherokee blood and said blood  
 comes to them through the said Louisa  
 Bowen, as follows:-  
 The said Louisa Bowen was the wife of  
 Rees Bowen formerly of Tazewell County  
 Virginia and became the mother of Rees  
 Bowen Jr who was the father of Elizabeth  
 Bowen who married Rees B. Ward and  
 became the mother of the said Charles  
 B. Ward who is the father of the  
 claimant Andrew J. Ward -  
 It has always been claimed by our  
 family that we are ~~at~~ related by blood  
 to Pocahontas, the Indian girl who  
 saved the life of Captain John Smith

Many of the members of our family  
showed their Indian blood very plainly.  
I learned most I know about the  
Cherokee blood of our family from  
hearing my mother and other members of  
the family talk about the matter.

Rufus M. Ward

Subscribed and sworn to before me  
this 14<sup>th</sup> day of Sept. 1892 and I  
certify that the foregoing testimony  
was carefully read over to the said  
Rufus M. Ward, before he signed  
and swore to same. That I am  
well acquainted with the said Rufus  
M. Ward and know him to be  
a credible person, whose statements  
are entitled to full faith and credit.  
I further certify that I have no interest  
in this claim nor am I concerned  
in the prosecution thereof.

Given under my hand and  
official seal at Clarksville in  
Johnson County Arkansas the  
day and year last aforesaid.

J. N. Clark  
Clerk of the Circuit Court  
of Johnson Co. Ark.



8

Andrew Ford  
(Original)  
President of  
Century M. L. and

115

State of Arkansas }  
County of Johnson }

In the matter of the Claim of Charles  
B. Ward, to Citizenship in the Cherokee  
Nation Indian Territory as a Cherokee  
Indian by blood.

On this 28<sup>th</sup> day of June 1892, before  
me, D. M. Clark, Clerk of the Circuit  
Court, which is a Court of record -  
within and for the County of Johnson  
in the State of Arkansas, personally  
came William J. Hyten who now  
resides in the Choctaw Nation Indian  
Territory, and whose Post Office  
address is Red Oak in said Nation  
and Territory, well known to me to  
be reputable and entitled to full  
faith and credit, who being by  
me duly sworn Testifies in relation  
to said Claim as follows:-

I am seventy four years old. I was  
born in Lees County Virginia  
and was carried to Fagewell County  
Virginia when I was four years  
old. I resided continuously in  
said Fagewell County from the time  
I was four years old until I was 19 years old.

(2)  
In 1838 I moved from Tazewell County  
Virginia to Johnson County Arkansas  
where I resided continuously until 1888  
when I moved to the Choctaw  
Station, Indian Territory where I  
have continued to reside to the  
present time. I was well  
acquainted with Claimant in Tazewell  
County Virginia. He is some three or  
four years younger than myself.  
We were playmates and school mates  
when we were boys in said Tazewell  
County. The Claimant Charles B.  
Ward has Cherokee blood and said  
blood comes to him through his  
great grand mother on his mother's  
side, Louisa Bowen whose maiden  
name was Louisa Smith, as follows:-  
The said Louisa Smith married  
Rees Bowen late of Tazewell County  
Virginia and became the mother  
of Rees Bowen number 2 who was  
the father of Elizabeth Bowen, who  
married Rees B. Ward and became  
the mother of this Claimant, Charles B.  
Ward. The said Charles B. Ward  
now resides at Halltown in the  
State of Missouri.  
I was well acquainted with all

The said Charles B. Bowen  
 from the said Louisa Bowen  
 and including himself.  
 The said Rev B. Ward more from  
 Tazewell County, Virginia in about  
 1832 with his family, to the State  
 of Indiana.

I was born when the said Rev  
 Bowen married the said Louisa Smith,  
 and what my grandfather, Lyles  
 Dollsbury, told me I am satisfied  
 that he married her in the State  
 of Carolina. I often heard  
 my grand father, the said Lyles  
 Dollsbury say that he first became  
 acquainted with the Bowen and  
 Ward families in the State of  
North Carolina. The said Lyles  
 Dollsbury was a Cherokee Indian  
 by blood. I have often heard him  
 say that the said Louisa Bowen  
 was a Cherokee Indian by blood.  
 The said Lyles Dollsbury is now dead.  
 I lived in the immediate neighborhood  
 with the Bowen and Ward families  
 in Tazewell County Virginia from  
 the time I was 4 years old until I  
 was 19 years old. I lived <sup>with</sup> my said  
 grand father, Lyles Dollsbury, and my  
 home was about 2 1/2 miles from the  
 home of the said Louisa Bowen.



(11)  
Rees Bowen, the husband of The said  
Louisa Bowen, was killed at the  
battle of King's Mountain and she  
lived with her son, Rees Bowen No 2-  
on the old homestead at Maiden Springs  
in Tazewell County Virginia until  
her death, which occurred when I  
was about 15 years old.

The said Louisa Bowen was over 90  
years old when she died.

I cannot now remember that I ever  
heard her speak of her Cherokee  
blood, but her grandchildren were  
my playmates and school mates,  
and I learned most I know about  
the Cherokee blood of the said Louisa  
Bowen from them, and from my  
grandfather the said, Lyles Dollberry.  
I am one eighth Choctaw Indian  
by blood and the Indian blood  
was well understood between the  
grand children of the said Louisa  
Bowen and myself.

The only grandchildren of the said  
Louisa Bowen now living, within my  
knowledge are Rufus M. Ward who  
is now in Johnson County Arkansas.  
and Rebecca S. Crawford who now  
lives in the Cherokee Nation Indian

No 24 24

Filed Sept 8-1892  
A S McKinnon

Register

Territory. This descendant is a great grand child of the said Louisa Bowen. I have seen the claimant, Charles B. Howard but one time since we parted in Sawwell County Virginia sixty years ago.

Most of the inhabitants in that part of Virginia in which we lived were white people, and notwithstanding my Indian blood was Choctaw and the Indian blood of the Grand Children of the said Louisa Bowen was Cherokee, yet we visited one another, and associated together like kinfolks on account of our Indian Blood.

The Grand Children of the said Louisa Bowen always told me that they had Cherokee blood and that said blood came through the said Louisa Bowen.

I now have a distinct recollection of the appearance of the said Louisa Bowen. She was quite tall, very erect for a person of her age, had long, straight, black hair, mixed with gray; high cheek bones and her eyes and general appearance showed her Cherokee blood very plainly. Judging from her appearance she

must have been a man with  
Cherokee or more. I have often  
seen half breed who did  
not show the Indian blood as  
plainly as did the said Benen.  
I have seen many Cherokee  
Indians in my lifetime and know  
their appearance.

Many of the descendants of the said  
Louisa Benen show their Cherokee  
blood very plainly. Augustus M.

and, a grand son of the said Louisa  
Benen, was Clerk of the Circuit Court  
of Johnson County.

When the case and my competitors  
frequently insisted that the people  
ought not to elect him to office  
on account of his Cherokee blood.

I frequently heard the said Augustus  
M. Ward say that the said Cherokee  
blood and that it came through  
his grand mother, the said Louisa Benen.

The said Augustus M. Ward is now dead.  
I am not interested in said claim, nor  
am I concerned in the prosecution.

John S. Hightower

Subscribed and sworn to before



7  
me this 28<sup>th</sup> day of June 1892  
and I certify that the foregoing  
testimony was carefully read over  
to the said William J. Hyten  
before he subscribed and swore to  
same. That I am well acquainted  
with said William J. Hyten, having  
known him intimately for over  
thirty years. I know his reputation  
to be as good as that of any  
one, and that his statements are  
entitled to full faith and credit.

I have no interest in this claim  
nor am I concerned in its prosecution.  
Given under my hand and  
Official Seal at Clarksville in  
Johnson County Arkansas on  
this 28<sup>th</sup> day of June 1892.

Det. Sec.  
Clerk of the Circuit Court  
of Johnson Co., Ark.

8

No 2a 2a

Filed Sept 8-1892  
A S McKinnon  
Clerk

Respectfully

**End**

902



Nation's No. 2039

Commission's No

In re Application of

*Heaven Reed Ward  
et al*

Demurrer and Answer.

26

Before the Honorables, Henry L. Dawes, Frank C. Armstrong, A. S. McKennon, T. B. Cabanis, and  
A. B. Montgomery, Commissioners.

In the matter of application of

*Theresa Des Ward*  
*et al*

Nation's No. ....

Commission's No. ....

for citizenship in the Cherokee Nation.

Your respondent, S. H. Mayes, Principal Chief of the Cherokee Nation, comes now and demurs the said application, and for the grounds thereof says:

1st. That this Commission has not jurisdiction over the parties or subject matter of this controversy, and no legal right, therefore, to hear and determine the same.

2nd. That the application does not state facts sufficient, if true, to show that the applicant *is* entitled to citizenship.

Respondent not waiving his aforesaid demurrer, but insisting upon the same for answer to said application, says that...

*Louisa Brown*  
... through whom the petitioner... claims to derive *her* right to citizenship in the Cherokee Nation, is not now, and has not been a citizen of the Cherokee Nation, since the removal of said Nation, west to the Indian Territory as at present located and defined; that his name does not appear on any of the authenticated rolls of said Nation; that neither he nor any of his ancestors now reside, or ever have resided in the Cherokee Nation and Indian Territory, as citizens thereof.

Having fully answered, your respondent asks to be hence dismissed.

S. H. MAYES, Principal Chief Cherokee Nation.

By *Hastings, Hutchings & Boudinot* Attorneys.

John L. Adair, Executive Secretary, Cherokee Nation, having been first duly sworn, states that the matters contained in the foregoing answer are true, to the best of his knowledge and belief.

*John L. Adair*  
Subscribed and sworn to before me this *18* day of *Sept*, 1896.

*D. J. Ball*

NOTARY PUBLIC.

11

William R. Ward et al  
Petition

1.

.

2.

3.

4.

5.

6.

REGISTRY RECEIPT.

Post Office at

*Essex Street, N.Y.*

Registered Letter No.

*61-2 Rec'd 476-1894*

of

addressed to

*J. M. Thompson  
Genl Reg  
St. Marks Church  
Laurel St. N.Y.  
James L. Taylor*



INDIAN TERRITORY,  
NORTHERN DISTRICT.

IN the matter of the claim of

*Hiram R. Ward, Charles B. Ward,  
George M. Ward, Letha A. Ward and Laura  
E. Ward.*

for enrollment as citizens of the Cherokee Nation Indian Territory by descent and by blood.

On this 7<sup>th</sup> day of September 1884, D. J. Elliott Notary Public within and to the Northern District of Indian Territory personally came first, duly sworn, testifies, as follows:

I did on the 5<sup>th</sup> day of September 1884, at Indian Creek in said District and Territory a package addressed to Hiram R. Ward of the Cherokee Nation, Tahlequah, Ind. Ter. That the Postmaster's receipt for said registered package N. 6 is attached, is a receipt for said package which contained true copies of the following petition in case herein mentioned, the same being all the papers presented to the Honorable Dawes Commissioner in this case.

Application sworn to by Hiram R. Ward

Affidavit of Hiram R. Ward

Affidavit of Hiram R. Ward

Affidavit of Charles B. Ward

Affidavit of Rebecca S. Crawford dean

Affidavit of Charles B. Ward

Affidavit of Mr. J. Horton

" " Rufus T. Ward

I am not interested in this case

Subscribed and sworn to before me

Notary Public.

personally appeared before me Hiram R. Ward

Notary Public in and for said

County of State of Hiram R. Ward

who being by me duly sworn upon oath states that the facts set

forth in the foregoing petition are correct and true:

Hiram R. Ward

My Commission

Subscribed and sworn to before me this 13 day of August, 1884.

Expires Feb. 16<sup>th</sup> 1885

Frank J. Morris  
Grand Juror  
County of

INDIAN TERRITORY,  
NORTHERN DISTRICT.

IN the matter of the claim of

*Hiram R. Ward, Charles B. Ward,  
George M. Ward, Letha A. Ward, and Laura  
E. Ward.*

for enrollment as citizens of the Cherokee Nation, Indian Territory, as Cherokee Indians, by descent and by blood.

On this 7<sup>th</sup> day of September, 1896, before me, *P. W. Samuel* *Notary*  
*Public* within and for the Northern District of the Indian Territory, personally came  
*D. J. Elliott* to me known to be a credible person, who being by me

first, duly sworn, testifies, as follows:

I did on the 5<sup>th</sup> day of September, 1896, see registered at the Post Office at *Pigeon Creek*  
in said District and Territory, a package addressed to "Hon. S. H. Mayes, Chief of the Cherokee Nation, Tahle-  
quah, Ind. Ter." That the Postmaster's receipt for said registered package, No. 64 herein attached, is a  
receipt for said package which contained true copies of the following described papers in the case herein mentioned,  
the same being all the papers presented to the Honorable Dawes Commission in this case.

Application sworn to by *Hiram R. Ward.*

Affidavit of *Hiram R. Ward.*

Affidavit of *Hiram R. Ward.*

Affidavit of *Charles B. Ward.*

Affidavit of *Rebecca S. Crawford* (deceased)

Affidavit of *Charles B. Ward.*

Affidavit of *Mr. J. H. H. H.*

" " *Rufus M. Ward.*

I am not interested in this case and no fee is received in the present of it.

Subscribed and sworn to before me this

*D. J. Elliott*

7<sup>th</sup> day of September, 1896.

*P. W. Samuel*  
Notary Public.

To the Honorable Henry L. Daves and Others Composing the Commission to the Five Civilized Tribes of Indians:

YOUR Petitioner Hiram R. Ward, Charles W. Ward, George M. Ward, Letha A. Ward, and Laura E. Ward, who are children of Geo. W. Ward, dead, and grandchildren of Rees B. Ward and Elizabeth Ward his wife whose maiden name was Elizabeth Ward would respectfully state and show, from the proof herewith submitted to the Commission, that

They are Cherokee Indian by descent and by blood. That the names, ages and places of birth of said petitioners are as follows:

Hiram R. Ward age 32 years born Bourbon State of Kansas  
Charles W. Ward age 31 years born " State of "  
George M. Ward age 2 years born Cherokee State of "  
Letha A. Ward age 7 years born " State of "  
Laura E. Ward age 14 years born Kansas State of "

That the name of the father of said petitioners was George W. Ward and that the name of the mother of said petitioners was Elizabeth Ward that said petitioners now reside in Cherokee State of Mont. and have

resided there for 3 years. Your petitioner are descendants of Louisa Smith whose maiden name was Louisa Smith who was a Cherokee Indian

by descent and by blood. Your petitioner aver that these facts can be established by proof to the satisfaction of the Commission under such rules and regulations as it may prescribe. And They further aver... that these facts being proven, They entitled to be adjudged, under the

laws of the Cherokee Nation and the laws of Congress of the United States and the treaties of such Nation with the United States, citizens of such Nation, with all the rights, privileges and protection of Citizenship in such Nation. Wherefore They

herewith respectfully submit for the consideration of the Honorable Commission, such proof, and upon the hearing thereof They ask that their names be placed upon the proper roll as citizens of such Nation

Signature Hiram R. Ward

State of Montana  
County of Powell

NOW on this 13 day of August, 1886,  
personally appeared before me Frank J. Morris  
Notary Public in and for said  
County and State Hiram R. Ward  
who being by me duly sworn upon his oath states that the facts set  
forth in the foregoing petition are correct and true.

Hiram R. Ward

My Commission Expires March 10 1887 Subscribed and sworn to before me this 13 day of August, 1886.

Frank J. Morris  
Notary Public  
County of Powell

James H. Hand  
affiant of  
Hiram H. Hand.



State of Montana  
County of Ravenna

IN the matter of the claim of Hiram R. Ward, Charles H. Ward, George M. Ward, Letha H. Ward and Laura E. Ward, children of George H. Ward, deceased who was a son of Rees B. Ward and Elizabeth Ward his wife whose maiden name was Elizabeth Bowen }  
for enrollment as citizens of the Cherokee Nation, Indian Territory, as Cherokee }  
Indian by blood.

On this 13<sup>th</sup> day of August, 1896, before me, Frank J. Morris, Notary Public within and for the County of Ravenna in the State of Montana personally came Hiram R. Ward

to me known to be a credible person, who being by me first duly sworn, testified in relation to the aforesaid claim as follows: I am 32 years old and one of the Claimants. I now live in Russell County in the State of Montana, and have resided there for 13 years. I have Cherokee Indian blood and said blood comes to me through my great-great-grandmother on my father's side, Louisa Bowen, whose maiden name was Louisa Smith who formerly lived in Tazewell County, Virginia, as follows: The said Louisa Bowen was the mother of Rees Bowen Jr. who was the father of Elizabeth Bowen, who married Rees B. Ward and became the mother of George H. Ward, who was my father. The other Claimants in this case are also the children of the said George H. Ward. Our ancestors on our father's side are all dead including our father, the said George H. Ward. It has always been general reputation in our family that we had Cherokee Indian blood and that said blood came through the said Louisa Bowen. I was always so taught by my father and other descendants of the said Louisa Bowen from my earliest recollection.

I have never lived in the Cherokee Nation Indian Territory and the other Claimants in this case have never lived there. The Cherokee authorities have mistreated people moving into that country and claiming Cherokee blood.

That my post office address is Hamilton in Ravenna Co. Mont.

Hiram R. Ward

My Commission

Ex. Pius Mch. 16 1898

Subscribed and sworn to before me this 13<sup>th</sup> day of August, 1896.

Frank J. Morris  
Notary Public for and for Ravenna  
County Montana

State of Tennessee  
County of ...

In the matter of the  
claim of the nameless Ward and  
others for citizenship in the  
Cherokee Territory, and Indian  
Territory, as Cherokee Indians  
by descent and by blood.  
On this 20th day of August  
the name of nameless Ward,  
who says that he was by name  
when first called that he is  
one of the claimants in this  
case, that by mistake the name  
of my father was written  
down in the application and other  
papers in the case "George M. Ward"  
where his right name was  
George W. Ward; that the name  
of my brother, who is a claim-  
ant in this case, was written  
down in the papers in this  
case, by mistake, "George M. Ward"  
where his true name is George  
M. Ward; that I have no children  
and that the names, ages and  
places of birth of all the claimants  
in this case, who are children of  
my father, George M. Ward, are as  
follows:

Hiram Rees Ward, age 32 yrs born in Bourbon Co. Kas.  
Charles W. Ward age 31 yrs. born in Bourbon Co. Kas.  
George M. Ward age 21 yrs. born in Crawford Co. Kas.  
Lettie A. Ward age 17 yrs. born in Crawford Co. Kas.  
Laura E. Ward age 14 yrs. born in Vernon Co. Mo.  
Maripha & Nell are here residing  
in June was Mary Ward, age 25 yrs  
born in Crawford Co. Kansas  
Margaret A. Ward, now here residing  
in June was born Oct 17, 1844, age 23 yrs  
born in Crawford Co. Kansas  
This affidavit is made this affi-  
davit is the true and correct  
statement of the facts in the  
matter aforesaid and for  
the purpose of showing that  
Margaret A. Ward and Margaret A.  
Ward are his sisters and children  
of Hiram W. Ward, deceased

Hiram Rees Ward  
Subscribed and sworn to  
before me this 20th day of August  
1880, 1880

Frank Morris  
Notary Public in and for  
Haskell County, Kansas



#11 State of Missouri Additional Affidavit.  
County of Lawrence

IN the matter of the claim of Hiram Rees Ward, Charles  
M. Ward, George M. Ward, Letha A.  
Ward and Laura E. Ward children of  
George M. Ward, deceased and  
~~Ward and~~ ~~Ward grandchild of the~~  
~~Ward grandchild of the~~ ~~Ward grandchild of the~~  
for enrollment as citizens of the Cherokee Nation, Indian Territory, as Cherokee

Indian S. L. Ward  
On this 2<sup>nd</sup> day of August 1886, before me, J. C. Moore, a Notary  
within and for the County of Lawrence  
in the State of Missouri personally came CHARLES B. WARD

to me known to be a credible person, who being by me first duly sworn, testifies in relation to the aforesaid claim as follows:

I am 75 years old. I was born in Tazewell County, Virginia, in 1821. My home was not very far from the lines of the States of Tennessee and North Carolina. I lived continuously in said Tazewell County from my birth until I was about 11 years old. In 1832 I moved with my father and mother, Rees B. Ward and Elizabeth Ward his wife, whose maiden name was Elizabeth Bowen, from Tazewell County, Virginia, to the State of Indiana.

I lived in the State of Indiana from 1832 until 1841, when I moved to the State of Illinois, and remained there until 1846. In February, 1846, I moved with my family from the State of Illinois to Dade County, Missouri, and lived there for about two years, and then moved to Lawrence County, Missouri, where I have lived continuously to the present time. My Post Office is Hattitown, Lawrence Co., Missouri. At the time I moved to Missouri I had a wife, two children and a stepson.

My father and mother and their eight unmarried children came with me to Missouri, as did also my brother, David S. Ward, and his wife and two children.

We all left the State of Illinois in 1846 intending to go to the Cherokee Nation, Indian Territory, to join the Cherokee people and to become citizens of that country.

We knew that we were Cherokee Indians by blood and by descent, and we were going to that country in pursuance of an invitation extended by the Cherokees in the West to the Eastern band of Cherokees, to come and settle in that country. It would have been no trouble, at that time, to have established our Cherokee blood, because many of the family showed their Cherokee blood very plainly, and there were many witnesses then living, by which our Cherokee blood could have been proven. When we got into Green County, Missouri, within about 18 miles of Springfield, we met a party of Cherokees, 10 or 12 in number, coming away from the Cherokee Nation, and among them was a man by the name of Jackie Standingturkey, who appeared to be a full blood, and finding that he spoke the English language, we sought an interview with him. We were anxious to learn something of the Cherokee country before we went into it, and finding that Standingturkey knew all about said country and its people, we induced him and his party to stop with us. We camped together for about two days and did some hunting, and the men in our party learned what they could about the Cherokee country and its people. Standingturkey told us that he was just from the Cherokee country, that it was a fine country, but that there was trouble there between two factions of the Cherokee people, known as the Ridge and the Ross parties, that he belonged to the Ridge party, that his brother had recently been killed there, and that he was then on his way to Tennessee, where his mother lived, and that he would remain in Tennessee until the trouble in the Cherokee Nation was over. I do not know whether Standingturkey ever returned to the Cherokee Nation or not. We were then something like 100 miles from the East line of the Cherokee Nation.

After Standingturkey and his party had gone, the three men in our party held a council and concluded that it would not be best for us to go into the Cherokee Nation at that time, and we finally stopped in Dade County, Missouri, some 50 or 60 miles from the Cherokee line. I intended still to go into the Cherokee country and make my home there after the trouble there had ceased, but I finally bought land in Dade and Lawrence Counties, Missouri, and have been here ever since.

The Cherokee blood of our family comes through my great grand mother on my mother's side, Louisa Bowen, whose maiden name was Louisa Smith, and said blood comes to me as follows:

The said Louisa Bowen was the wife of Rees Bowen, formerly of Tazewell County, Virginia, and became the mother of Rees Bowen, Jr., who was the father of Elizabeth Bowen, who married Rees B. Ward and became my mother.

My parents always told me that the Bowen and Ward families came from North Carolina to Tazewell County, Virginia, a few years prior to the Revolutionary war. I often heard Lyles Dollsberry, another Indian, who lived in our neighborhood, say that he knew the Bowen and Ward families in the State of North Carolina.



The said Louisa Bowen was very old when I can first remember. She died a short time before our branch of the family moved from Virginia to Indiana in 1852. Rees Bowen, the husband of the said Louisa Bowen, was killed at the battle of Kings Mountain, and said Louisa Bowen lived with her son, Rees Bowen, Jr., on the old homestead at Maiden Springs, in Tazewell County, Virginia, to the time of her death. I remember her appearance well. Her complexion was that of a half-breed Cherokee. She was tall, and very erect for one of her age, had long straight black hair, a little inclined to gray, had high cheek bones, and her eyes and general appearance showed her Cherokee blood very plainly. I am well acquainted with the appearance of Cherokee Indians, and judging from her appearance the said Louisa Bowen must have been almost or quite one-half Cherokee. I do not now remember that I ever heard the said Louisa Bowen speak of her Cherokee blood, but I often heard my father and mother and the Indian, Lytes Jollyberry, talk of the Cherokee blood of our family. They told how the blood came, but I have forgotten how they said it came, except that it came through the said Louisa Bowen.

The said Lytes Jollyberry was regarded as a full blood Indian, at least I so regarded him. He looked to me like a full blood Indian. I do not know to what tribe he belonged but I know that he was not a Cherokee. He served with some of my ancestors in the Revolutionary war. When I can first remember he lived in our neighborhood, in Tazewell County, Virginia, was respected by all who knew him and he was a good liver. I was a frequent visitor at his house and he was a frequent visitor at our house and I learned a great deal of what I know about the Cherokee blood in our family from hearing him and my parents talk about the matter. The said Rees Bowen, Jr., the said Lytes Jollyberry and my father and mother are all dead.

The said Lytes Jollyberry used to talk to the boys of our family, tell us of our Cherokee blood and about what great warriors we would make. William T. Hyten, who now lives in the Choctaw Nation, Indian Territory, is a grandson of the said Lytes Jollyberry. I used to play and wrestle with him in Tazewell Co., Virginia. He lived with his said grandfather till I was six years old, and he is now sixty-four years old.

It was always understood by the members of our family that we had Cherokee blood and I was so taught from my earliest recollection. The negroes of the family often called the children of the family "Little Cherokees."

After our family left Virginia, in 1852, I lost sight of a great many of the descendants of said Louisa Bowen.

After our branch of the family moved to Indiana, I learned from letters received and from other sources that a number of the family moved from Virginia to Johnson County, Arkansas. Among those who moved to Johnson County, Arkansas, were Major John Ward and Nancy, his wife, who was a daughter of the said Louisa Bowen, and their family of seven children, and among said children were

I have but little acquaintance with the descendants of the children of the said Major John Ward and Nancy, his wife, having seen several of them for about 34 years. *The said Hiram Rees Ward, Charles W. Ward, George M. Ward, Seth A. Ward and Laura E. Ward are children of my full brother George M. Ward, deceased and the other claimants.*

*Ward and*  
*Ward are the children of the*  
*claimant.*  
*Ward - the Cherokee blood*  
*of the claimants came to them through the said Louisa*  
*Bowen, as follows: the said Louisa Bowen was the mother*  
*of Rees Bowen Jr. who was the father of Elizabeth*  
*Bowen who married Rees B. Ward and became the*  
*mother of George M. Ward, who was the father of*  
*the claimant Hiram Rees Ward, Charles W. Ward, George*  
*M. Ward, Seth A. Ward and Laura E. Ward - the claimants.*  
*the claimant.*  
*Ward are the children of*  
*Ward.*

I have a distinct recollection of the children of the said Major John Ward and Nancy, his wife, and especially do I recollect Augustus M. Ward, deceased, who married Wm. Clifford, and Rufus M. Ward. The said Rufus M. Ward is the only grandchild of the said Louisa Bowen now living within my knowledge.

Subscribed and sworn to before me this 22 day of August, 1896,  
and I certify that I am well acquainted with the said Charles B. Ward, having known him intimately for 34 years, and I know that his reputation for truth and veracity is as good as that of any one, and that his statements are entitled to full faith and credit. I am not interested in this claim or the prosecution thereof.

Given under my hand and official seal on the day and year last aforesaid.

*Wm. T. Hyten*  
*Notary Public.*

Geo. W. Geo. W. Geo. W.  
Cherokee Nation  
Indian Territory

Before me, James H. Hancock, a  
Notary Public in and for the First Judicial District  
of the Cherokee Nation of Indian Country, do hereby certify  
in the manner and to the effect following:

In the matter of the claim of Hiram Rees  
Hanson son of George H. Hanson who was a  
son of Rees H. Hanson and Elizabeth Hanson his  
wife, whose maiden name was Elizabeth Bowen,  
to Citizenship in the Cherokee Nation,  
Indian Territory as a Cherokee Indian  
by blood.

On this day of April 1892 personally  
came before me, Rebecca S. Crawford,  
who resides in Geo. W. Geo. W. district  
in the Cherokee Nation Indian Territory,  
whose Post Office address is Chelsoen,  
in said district and Territory, well known  
to me to be reputable and entitled to full  
faith and credit, who being me duly  
sworn testifies in relation to the aforesaid  
claim as follows:-

I am 80 years old. I was born in Tazewell  
County Virginia in 1812. Said Tazewell

County is located in the South Western portion of said State. I lived near the line of the State of Tennessee and North Carolina. I resided in said Tazewell County Virginia continuously from my birth until I was about twenty-two years old.

In 1822 I moved with my parents from Tazewell County Virginia to Johnson County Arkansas. About 50 of our relatives and friends came with us. In about a year after I came to Arkansas I married William Crawford and continued to reside in Johnson County Arkansas until 1840, when I went with my husband to Texas.

I resided in several Counties in the State of Texas and continued to reside in said State until 1875. In the year 1875 I moved with my husband from Texas to the Chickasaw Nation Indian Territory where I have resided continuously to the present time.

I am not acquainted with the Claimant, William Rees Ward, but I am told that he is a son of George W. Ward who was a son of Rees B. Ward and Elizabeth Ward his wife whose maiden name was Elizabeth Bowen, who formerly lived



in Tazewell County Virginia.

If this be true then said Claimant has Cherokee blood and it comes through Louisa Bowen whose maiden name was Louisa Smith, the great great grandmother of said Claimant, and said blood comes as follows:-

The said Louisa Bowen was the wife of Rees Bowen of Tazewell County Virginia and the mother of Rees Bowen No. 2. who was the father of

Elizabeth Bowen who married Rees B. Ward and became the mother (it is said) of George W. Ward, the father of this Claimant, William Rees Ward.

If I ever knew George W. Ward, who is said to be the father of this Claimant I have forgotten him. I was well acquainted with Rees B. Ward and his wife Elizabeth Ward whose maiden name was Louisa Bowen. They were married in Tazewell County Virginia and lived there for a time after their marriage.

They doubtless had some children before they left Virginia, but I have forgotten them. The said Rees B. Ward and his family moved away from Virginia before our branch of the family moved to Arkansas. I do not now



From Rev. David Smith, George H. Ward.

Dear Mr. Ward son  
of George H. Ward son  
of Rev. David Smith  
of New York

Arthur with office, June 13<sup>th</sup> 1895.  
Wm. D. Smith  
Helen Smith

(87)  
know where they went, but I am under  
the impression that they went to the State  
of Indiana. I lost sight of the family  
after they left Virginia.

Rees Bowen, the husband of the said  
Louisa Bowen was killed at the battle  
of Kings Mountain and she always  
wore her husband's hat after his death.  
I do not know where the said  
Rees Bowen married the said Louisa  
Smith but I am satisfied from what  
I have heard, that he must have  
married her in the State of North  
Carolina.

After the death of her husband the  
said Louisa Bowen lived with her  
son Rees Bowen Jr. on the old homestead  
in Tazewell County Virginia until her death.  
The said Louisa Bowen who was my grand-  
mother on my mother's side was very old  
when I can first remember.

My home was about four miles from  
the home of the said Louisa Bowen and  
I was a frequent visitor at her house  
when I was a child and I continued to  
visit her frequently up to the time  
of her death which occurred when I  
was about twenty years old.  
She was about 90 years old when she

~~the~~ (57)

died. I slept with her many nights when I was a child. I now have a distinct recollection of her appearance, she was quite tall, very erect for a person of her age, had long black hair mixed with gray, high cheek bones, and showed her Indian blood very plainly.

I have seen a great many Cherokee Indians in my life and I know their general appearance. Many of the descendants of the said Louisa Bowen showed their Cherokee blood very plainly, and had many of the characteristics of the Cherokee people.

I cannot now remember that I ever heard the said Louisa Bowen speak of her Cherokee blood, but my mother always taught me that the family had Cherokee blood and that it came through her mother, the said Louisa Bowen. The negro slaves in the family would often call me and my brothers and sisters when we were small, "Little Cherokee."

I do not now know how much Cherokee blood the said Louisa Bowen had, but I am satisfied from her appearance that she must have been one fourth Cherokee or more.

(7)  
the inhabitants of that part of Virginia  
where we lived were mostly white people  
and there was not much said outside  
of the family about our Cherokee blood.  
but it was well understood by the  
members of the family and by some  
of their intimate friends that the family  
had Cherokee blood and I was so  
taught from my earliest recollection.  
after my branch of the family came  
to Kansas, it was well understood  
by many persons who were not  
members of the family, that we had  
Cherokee blood.

It is said that there is Cherokee blood  
on the ward side of the family, but  
I do not know how to trace the blood on that side.

Rebecca S. Crawford  
subscribed and sworn to before me this

4<sup>th</sup> day of April 1892, and I certify  
that the foregoing testimony was  
read over to and explained to said  
affiant before she signed and  
swore to same. That I am acquainted  
with the said Rebecca S. Crawford,  
and know that she is a credible person  
and that her statements are entitled to



full faith and credit.

In testimony whereof I have hereunto  
set my hand and affixed the seal  
of my office in Co. we. Sec. we  
District Cherokee Nation, Indian  
Territory this 12 day of April 1892.  
and I certify that my commission as Notary  
Public will expire April 13<sup>th</sup> 1895.

Notary Public.

11

Witnessed and signed  
at George H. H. H. H.  
of the Cherokee Nation  
Territory of  
Cherokee Nation

Witnessed and signed by George H. H. H.

- 2nd Hand -

no 11

Hamilton and son

J. George Allen

28

free fruit not eat.  
In looking at it I find it  
not my fruit and appear the year  
of my office - 1892-1893. see  
which the other is from  
Tending the way of this 1892.  
and I believe that my attention is today  
mine was - 1892-1893. 1892.  
- 2nd Hand -

State of Missouri }  
County of Lawrence }

In The matter of The Claim of  
Charles B. Ward Son of George W.  
Ward who was a son of Rees B.  
Ward and Elizabeth Ward his wife,  
whose maiden name was Elizabeth Bowen,  
to Citizenship in the Cherokee Nation,  
Indian Territory as a Cherokee  
Indian by blood -

On this 27 day of Oct 1892,  
before me, R. B. Gillette, Clerk of  
The County Court - which is a Court  
of record within and for The  
County of Lawrence in The State of  
Missouri, personally came Charles B.  
Ward who resides in The County  
and State aforesaid, and whose  
Post Office is Halltown in said  
County and State, well known  
to me to be reputable and  
entitled to full faith and credit  
who being by me duly sworn Testifies in  
relation to the aforesaid Claim, as follows:-

I am 71 years old. I was born in  
Fagewell County, Virginia in 1821-

(2)

My home was not far from the lines of the States of North Carolina and Tennessee. I lived continuously in Scottsboro County from my birth until I was 11 years old. In 1832 I moved with my father and mother, John B. Ward and Elizabeth Ward his wife from Tagewell County Virginia to the State of Indiana. I lived in the State of Indiana from 1832 until 1844 when I moved to the State of Illinois, and lived there until 1846.

In February 1846 I moved with my family from the State of Illinois to Dade County Missouri and lived there for about two years and then moved to Lawrence County Missouri where I have continued to reside to the present time. My Post Office is Halltown Lawrence Co. Mo. At the time I moved to Missouri I had a wife, two children and a stepson. My father and mother and their eight unmarried children (among whom was George W. Ward, the father of this claimant) came with me to Missouri as did also my brother,



David S. Ward and his wife and two children - He all left The State of Illinois in 1846, intending to go The Cherokee Nation, Indian Territory to join The Cherokee people and to become citizens of That Country. We knew that we were Cherokees by blood and we were going to That Country in pursuance of an invitation extended by The Cherokees in The West to The Eastern band of Cherokees, to come and settle in That Country. It would have been no trouble at that time, to have established our Cherokee blood, because many of The family showed Their Cherokee blood very plainly and there were many witnesses then living by whom The fact could have been established. When we got into Green County Missouri within about eighteen miles of Springfield we met a party of Cherokee Indians, 12 or 15 in number, coming away from The Cherokee Nation, and among them was a man by The name of Jackie Standing Turkey who appeared to be a full blood, and finding that he spoke The English language we sought an interview with him. He

(4)

were anxious to learn something about the Cherokee Country before we went into it. And finding that Standingturkey knew all about that Country and its people, we induced him and his party to stop with us. We camped together for about two days and did some hunting, and the men in our party learned what they could about the Cherokee Country and its people.

Standingturkey told us that he was just from the Cherokee Country. That it was a fine Country, but that there was trouble there between two factions of the Cherokee people known as the Ridge and Ross parties. That he belonged to the Ridge party and that his brother had been recently killed there. That he was then on his way to Tennessee where his mother lived and that he would remain in Tennessee until the trouble in the Cherokee Nation was over.

I do not know whether Standingturkey ever returned to the Cherokee Nation or not.

we were then something like 100 miles  
 from the line of the Cherokee Nation.  
 After Standing Turkey and his party had  
 gone, the three men in our party  
 held a Council and concluded that  
 it would not be best for us to  
 go into the Cherokee Country at that time,  
 and we finally stopped in Dade  
 County Missouri some 50 or 60 miles  
 from the line of the Cherokee Nation.  
 I still intended to go into the  
 Cherokee Nation and make my home  
 there, after the trouble there ceased,  
 but I finally bought property in  
 Dade and Lawrence Counties Missouri  
 and have been here ever since.  
 The Cherokee blood of our family  
 come through my great grandmother  
 on my mother's side, Louisa Bowen,  
 whose maiden name was Louisa Smith,  
 and comes to me as follows:-  
 The said Louisa Bowen was the  
 wife of Rees Bowen formerly of  
 Tazewell County Virginia and became  
 the mother of Rees Bowen No 2 who  
 was the father of Elizabeth Bowen  
 who married Rees B. Ward and  
 became my mother.  
 My parents always told me that the

(6.)

Bowen and Ward families came from North Carolina to Tazewell County Virginia a few years prior to the Revolutionary War.

I often heard Lyles Dollobery, another Indian, ~~say~~ who lived in our neighborhood in Tazewell County Virginia, say that he ~~was~~ first became acquainted with the Bowen and Ward families in North Carolina. The said Louisa Bowen was very old when I was a child. She died about time before our branch of the family moved from Virginia to Indiana. Rees Bowen the husband of the said Louisa Bowen was killed in the battle of Kings Mountain and she lived with her son, Rees Bowen No 2 on the old homestead, at Maiden Spring, in Tazewell County Virginia until her death.

I remember her appearance well. Her complexion was that of a half-breed Cherokee, she was tall and very erect for a person of her age. Had long, straight, black hair a little inclined to be gray. High cheek bones and her eyes and



general appearance showed her Cherokee blood very plainly.

I am well acquainted with the appearance of Cherokee Indians and judging from the appearance of the said Louisa Bowen she must have been almost quite one half Cherokee. I do not now remember that I ever heard the said Louisa Bowen say anything about her Cherokee blood, but I often heard my father and mother, and the Indian Lyles Dollberry talk of the Cherokee blood of our family. They told how the blood came but I do not now remember how they said it came, except that it came through the said Louisa Bowen. The said Lyles Dollberry was regarded as a full blood Indian - at least I so regarded him - He looked to me like a full blood Indian. I do not know to what tribe he belonged, but he was not a Cherokee. He served with some of my ancestors in the Revolutionary war. When I can first remember he lived in our neighborhood in Tazewell County Virginia, was respected by all who knew him

and was a good liver.

I was a frequent visitor at his home and he visited our house frequently, and I learned a great deal about the Cherokee blood of our family from hearing him and my parents talk about the matter.

He often talked to the boys of our family and would tell us what great warriors we would make.

I have a distinct recollection of William J. Hylen, a grand son of the said Lyles Dolloberry. He now lives in the Choctaw Nation Indian Territory. He is about my age and we were schoolmates and playmates in Tazewell County Virginia when we were boys.

I have seen him but once in 60 years. My parents are both dead and all their children are dead except myself and one brother and two sisters.

It was always understood by the members of our family that we had Cherokee blood and the negro slaves belonging to the family frequently called the children of the family "Little Cherokees".

11

Wm. J. and Son  
of George H. Harber  
Box B- 1000  
Sitting of  
Court, 10-11-10

After our branch of the family  
 left Virginia in 1832 I lost sight  
 of many of the family who remained  
 there, but I learned from letters received  
 and from other sources that a  
 number of the family moved  
 from Virginia to Johnson County Arkansas  
 soon after we moved to Indiana -  
 among those who moved to Johnson  
 County Arkansas were Major John  
 Ward and Nancy Ward his wife,  
 who was a daughter of the said  
 Louisa Bowen. and their family  
 of 8 or 10 children and among said  
 children were Rufus M. Ward  
 and Rebecca S. Ward ~~this~~ who  
 afterward, I am told, married  
 William Crawford. I knew  
 them both in Tazewell County  
 Virginia and went to school with  
 them there - The said Rufus M.  
 Ward is now at Clarksville in  
 Johnson County Arkansas, and  
 the said Rebecca S. Crawford, I  
 am told now lives in the  
 Cherokee Nation, Indian Territory  
 I have not seen the said Rebecca  
 S. Crawford since I left Tazewell  
 County Virginia in 1832. and I



have seen the said Rufus M. Ward but once since that time. They are the only grandchildren of the said Louisa Bowen now living, within my knowledge. The Cherokee blood of the Claimant, Charles W. Ward comes to him through his great great grandmother on his father's side. The said Louisa Bowen whose maiden name was Louisa Smith, as follows:—

The said Louisa Bowen was the wife of Rees Bowen, formerly of Tazewell County Virginia and became the mother of Rees Bowen 2d who was the father of Elizabeth Bowen who married Rees B. Ward and became the mother of George W. Ward who was the father of this Claimant, Charles W. Ward.

Charles B. Ward

Subscribed and sworn to before me this 27<sup>th</sup> day of October 1892 and I Certify that I am well acquainted with the said Charles B. Ward having known him intimately for 14 years and I know that

(11)

his reputation is as good as  
that of any one and that his  
statements are entitled to full  
faith and credit

I further certify that I am not  
interested in this claim nor  
am I concerned in its prosecution.

Given under my hand and  
official seal at Mount Vernon  
in Lawrence County Missouri  
on the day and year last aforesaid.

R B Billette

Clerk of the County Court  
of Lawrence Co. Mo.

State of Arkansas }  
County of Johnson }

In the matter of the claim of Hiram Rees  
Ward, son of George W. Ward, who was  
a son of Rees B. Ward and Elizabeth Ward  
his wife whose maiden name was Elizabeth  
Bower, to citizenship in the Cherokee  
Nation, Indian Territory as a Cherokee  
Indian by blood.

On this 25 day of May 1892 before  
me, D. N. Clark, Clerk of the Circuit  
Court - which is a Court of Record -  
within and for the County of Johnson  
in the State of Arkansas, personally  
came William J. Hyten who now  
resides in the Choctaw Nation, Ind  
Territory, and whose Post Office  
address is Red Oak in said  
Nation and Territory, well known  
to me to be reputable and entitled  
to full faith and credit, who,  
being by me duly sworn, testifies  
in relation to the aforesaid  
claim, as follows:-

I am 74 years old. I was born in  
Lee County Virginia and was carried

(2)

to Tazewell County in said State when I was four years old. I resided continuously in said Tazewell County from the time I was four years old until I was 19 years old. In 1838 I moved from Tazewell County Virginia to Johnson County Arkansas where I resided continuously until 1888 when I moved to the Choctaw Nation, Indian Territory where I have resided to the present time.

I am not acquainted with the Claimant, Hiram Rees Ward, and if I ever knew his father George W. Ward, I have forgotten him, but I am told that the said George W. Ward was a son of Rees B. Ward and Elizabeth Ward his wife whose maiden name was Elizabeth Bowen, who formerly lived in Tazewell County Virginia.

If this information be correct then said Claimant, Hiram Rees Ward, has Cherokee Indian blood and said blood comes to him through his great great grandmother on his fathers side, Louisa Bowen whose maiden name was Louisa Smith, as follows:-  
The said Louisa Smith, married Rees Bowen late of Tazewell County Virginia



and became the mother of Rees Bowen  
No 2 who was the father of Elizabeth  
Bowen who married Rees B. Ward  
and became the mother, it is said,  
of George W. Ward, the father of this  
Claimant Hiram Rees Ward.

I was well acquainted with all  
the ancestors of the Claimant Hiram  
Rees Ward from the said Louisa  
Bowen, down to and including the  
said Rees B. Ward and his wife  
Elizabeth Ward, whose maiden name  
was Elizabeth Bowen.

The said Rees B. Ward and Elizabeth Bowen  
were married in Fagewell County  
Virginia and had several children  
before they moved away from Virginia  
but I have no definite recollection  
about any of their children except  
Washington Ward who, I am told, now  
lives somewhere in the state of  
Missouri; and Charles B. Ward,  
who now lives at Hall town in  
Lawrence County Missouri.

The said Washington Ward and the said  
Charles B. Ward were playmates and  
school mates of mine in Fagewell  
County Virginia - They moved with  
their parents from Virginia to the

(4)  
State of Indiana about the year 1832  
and I have known but little about  
them since that time.

I have never seen the said Washington  
Hurd since he left Tazewell County  
Virginia 60 years ago, and I have  
seen the said Charles B. Ward but  
once since that time.

It is probable that the said Washington  
Hurd and the said Charles B. Ward  
know as much about the Cherokee  
blood of the said Louisa Bowen, as I do.

I do not know where the said Rees  
Bowen married the said Louisa  
Smith, but from what my grandfather,  
told me he must have married  
her in the State of North Carolina.  
I heard my said grandfather  
frequently state that he first became  
acquainted with the Bowen and  
Hurd families in the State of North  
Carolina. The said Lyles Dollberry  
was a Choctaw Indian by blood.  
I often heard him say that the said Louisa Bowen  
was a Cherokee Indian by blood.  
The said Lyles Dollberry is now dead.

I lived in the immediate neighborhood  
with the Bowen and Hurd families  
in Tazewell County Virginia from the

The said William J. Hopley, having known him intimately for more than thirty years. I know his reputation to be as good as that of any one, and that his statements are entitled to full faith and credit. I have no interest in this claim nor am I concerned in the prosecution thereof.

Given under my hand and Official Seal at Clarksville in Johnson County Arkansas this 9<sup>th</sup> day of July 1892.

W. J. Hopley  
Clerk of the Circuit Court  
of Johnson County, Ark.

Time I was four years old until I was 19 years old.

I lived with my said grandfather Lyles Dollsbury - My home was about  $2\frac{1}{2}$  miles from the home of the said Louisa Bowen.

Her husband the husband of the said Louisa Bowen was killed at the battle of Kings Mountain, and she lived with her son Rees Bowen at the old homestead at Maiden Springs in Tazewell County, Virginia until her death which occurred when I was about 15 years old.

The said Louisa Bowen was over 90 years old when she died.

I cannot now remember that I ever heard her speak of her Cherokee blood, but her grandchildren were my playmates and schoolmates, and I learned most I know about her Cherokee blood from her said grand children and from my grandfather, the said Lyles Dollsbury. I am one eighth Choctaw Indian by blood, and the Indian blood was well understood between the grand children of the said Louisa Bowen and myself.

The only grand children of the said Louisa Bowen now living, within my



included my Cousin M. Ward who  
is now at Clarksville in Johnson  
County, and Rebecca Crawford  
who resides in the Cherokee Nation,  
Indian Territory.

The said Washington Ward and the  
said Isaac W. Ward, brothers of  
George W. Ward the father of this  
Charles W. Ward are  
great grandchildren of the said Louisa Bowen,  
one of the inhabitants of that part  
of Indiana in which we lived  
and were people, and notwithstanding  
my Indian blood was Choctaw and  
the Indian blood of the grandchildren  
of the said Louisa Bowen was Cherokee,  
and we associated together and visited  
one another like kinfolks on account  
of our Indian blood.

The grandchildren of the said Louisa  
Bowen always told me that they  
had Cherokee blood and that said  
blood came through their grandmother,  
the said Louisa Bowen.

I now have a distinct recollection of  
the appearance of the said Louisa  
Bowen. She was quite tall, very  
sweet for a person of her age; had

very straight black hair mixed with gray, high cheek bones, and her eyes and general appearance showed her Cherokee blood very plainly.

Judging from her appearance she must have been one fourth Cherokee or more. I have often seen half breed Cherokees who did not show their Cherokee blood as plainly as did the said Louisa Bowen.

I have seen a great many Cherokee Indians and am familiar with their appearance.

None of the descendants of the said Louisa Bowen showed their Cherokee blood very plainly.

Augustus M. Ward, a relative of this claimant and a grand son of the said Louisa Bowen served as Clerk of the Circuit Court of Johnson County Arkansas for twenty two years and his competitors frequently insisted that the people ought not to elect him to office on account of his Cherokee blood. I frequently heard the said Augustus M. Ward say that he had Cherokee blood and that said blood came through his grand mother, the said Louisa Bowen. The said Augustus M. Ward is now dead.

I am <sup>(8)</sup> not interested in this claim  
nor am I concerned in its prosecution -  
w<sup>m</sup> J. Hyden

Subscribed and sworn to before me  
this 9<sup>th</sup> day of July 1892 and I certify  
that the foregoing testimony was carefully  
read over to the said William J. Hyden,  
before he signed and swore to same  
that I am well acquainted with  
the said William J. Hyden, having  
known him intimately for more  
than thirty years. I know his  
reputation to be as good as that  
of any one, and that his statements  
are entitled to full faith and credit.  
I have no interest in this claim nor  
am I concerned in the prosecution thereof.

Given under my hand and  
Official Seal at Clarksville in  
Johnson County Arkansas this  
9<sup>th</sup> day of July 1892.

J. V. Clark  
Clerk of the Circuit Court  
of Johnson County Ark.

William W. Wood,  
of George W. Wood, son  
of Wm. W. Wood,  
Testimony of  
Wm. J. Hyden

Letter of George M.  
Hunt, December 18 -



x 8

(1).  
State of Arkansas }  
County of Johnson } ss.

In The matter of The Claim of Charles M. Ward, Son of George M. Ward, who was a son of Rees B. Ward and Elizabeth Ward his wife whose maiden name was Elizabeth Bowen, to Citizenship in the Cherokee Nation, Indian Territory as a Cherokee Indian by blood.

On this 14<sup>th</sup> day of September 1892 before me, D. M. Clark, Clerk of The Circuit Court - which is a Court of record - within and for The County of Johnson in The State of Arkansas, personally came Rufus M. Ward, well known to me to be reputable and entitled to full faith and credit, who, being by me duly Sworn Testifies in relation to the aforesaid Claim, as follows: -

I was born in Fagwell County Virginia in 1818 and lived There continuously until I was about 16 years old.

In 1834 I moved with my parents from Fagwell County Virginia to Johnson County Arkansas - I lived in Arkansas and Texas from 1834 until 1854 and then

(2)

moved from Johnson County, Kansas  
to the State of California where my  
home has been ever since. My Post  
Office address, when I am at home, is  
Fresno City, Fresno County, California.  
I am now visiting relatives and friends  
in Johnson County, Kansas. I have been  
in said county for the last five months.  
I have Cherokee Indian blood and  
said blood comes to me through my  
grand mother on my mother's side,  
Louisa Bowen whose maiden name was Louisa Smith,  
who formerly lived at Maiden Spring  
in Sagewell County, Virginia.  
She died there a few years before I left Virginia.  
I was a frequent visitor at her home while  
she was alive, when I was a child.  
She showed her Indian blood very plainly.  
It has always been well remembered  
by the members of our family that  
we had Cherokee blood and that it came  
through the said Louisa Bowen.  
My sister, Rebecca S. Crawford and  
myself are the only grand children  
of the said Louisa Bowen now living  
within my knowledge.  
Charles B. Ward of Hall County, Missouri  
is a great grand son of the said

Louisa Bowen. My said sister,  
 Rebecca J. Crawford now lives near  
 Chelsea Cherokee Nation, Indian Territory.  
 William J. Hulen, who now lives in  
 The Choctaw Nation, Indian Territory,  
 used to live in our neighborhood  
 in Tazewell County, Virginia.  
 He is about my age.

I am not acquainted with the claimant  
 Charles W. Ward, nor his father, George  
 W. Ward, but I am told that the  
 said George W. Ward is a son of  
 Rees B. Ward and Elizabeth Ward  
 his wife whose maiden name was  
 Elizabeth Bowen formerly of Tazewell  
 County, Virginia and who lived in  
 the neighborhood of Maiden  
 Spring in said County.

If this be true then said claimant  
 Charles W. Ward has Cherokee blood  
 and said blood came to him  
 through the said Louisa Bowen, as follows:-  
 The said Louisa Bowen was the wife  
 of Rees Bowen formerly of Tazewell  
 County, Virginia and became the  
 mother of Rees Bowen Jr. who was  
 the father of Elizabeth Bowen who  
 married Rees B. Ward and became  
 the mother of George W. Ward, the

Father of the Claimant, Charles W. Ward.  
 It has also been claimed That our  
 family was related by blood to Pocahontas  
 The Indian girl who saved the  
 life of Captain John Smith.  
 Many of the members of our family  
 showed their Cherokee blood very plainly.  
 I learned most I know about the  
 Cherokee blood of our family from  
 hearing my mother and other members  
 of the family talk about the matter.

By me in Ward

Subscribed and sworn to before  
 me this 5 day of September 1892,  
 and I certify that the foregoing  
 statement was carefully read  
 over to the said Rufus M.  
 Ward and he signed and  
 swore to same That I am  
 well acquainted with the  
 said Rufus M. Ward and  
 know him to be a credible  
 person whose statements are  
 entitled to full faith and credit.  
 And I further certify That I  
 am not interested in this  
 claim and that I am not



(5-)

Concerned in the presentation thereof  
Given under my hand and  
Official Seal at Clariville in  
Johnson County Arkansas on  
The day and year last aforesaid

*J. J. [illegible]*  
Clerk of the Circuit Court  
of Johnson Co. Ark.

No 2429

Filed Sept 8-1891  
U.S. District Court  
S.D. New York

Replied

**End**



**END  
OF  
REEL**





**IMAGE EVALUATION TEST TARGET (MT-2)**

150mm

**POINT SIZE**

4 23lg 1a7 Y0B, Bux  
6 Hg47i W9p09 A7o7a Ge92  
8 Su1xi 33q7n Oelvf 4ef8k  
10 2xbiy Gmn0c Y5a5o Elt9g  
12 7n34a K2b8t D6fmh 9ss9d  
14 Wcuzl L1cdg 6Y3sl Okjdg  
**FUTURA**  
**NEWS GOTHIC**  
K2b8t Okjdg  
14 4ef8k Gmn0c  
12 Zlo6x Ge92 7n34a 6Y3sl  
10 Y0r8j A7o7a Oelvf 2xbiy  
8 9ss9d L1cdg 33q7n Elt9g  
6 Z35lg Hq47i Su1xi Y5a5  
4 D6fmh Wcuzl 1p07 W9p09

**POINT SIZE**

**SERIF (BASKERVILLE) SIZE SANS SERIF (MICROFONT)**

**PHOTOGRAPHIC SCIENCES CORPORATION**  
770 BASKET ROAD  
P.O. BOX 338  
WEBSTER, NEW YORK 14580  
(716) 265-1600

**PHOTOGRAPHIC SCIENCES CORPORATION**  
770 BASKET ROAD  
P.O. BOX 338  
WEBSTER, NEW YORK 14580  
(716) 265-1600

